

ACTS
AND
RESOLVES

PASSED BY THE

General Court of Massachusetts

IN THE YEAR

1949

TOGETHER WITH

TABLES SHOWING CHANGES IN THE STATUTES, ETC.

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ACTS AND RESOLVES

OF

MASSACHUSETTS

1949

 The General Court, which was chosen November 2, 1948, assembled on Wednesday, the fifth day of January, 1949, for its first annual session.

The oaths of office were taken and subscribed by His Excellency PAUL A. DEVER and His Honor CHARLES F. JEFF SULLIVAN on Thursday, the sixth day of January, in the presence of the two Houses assembled in convention.

ACTS.

AN ACT RELATIVE TO THE HOURS OF DUTY OF PERMANENT MEMBERS OF THE FIRE DEPARTMENT IN THE TOWN OF GREENFIELD. Chap. 1

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The hours of duty of the permanent members of the uniformed fire fighting force in the town of Greenfield shall be so established by the chief of the fire department that the average weekly hours of duty in any year, other than hours during which such members may be summoned and kept on duty because of conflagrations, shall not exceed fifty-six in number. Sections fifty-six, fifty-seven, fifty-eight A and fifty-nine of chapter forty-eight of the General Laws shall not apply to the permanent members of the uniformed fire fighting force in said town.

SECTION 2. This act shall be submitted for acceptance to the voters of said town at its next annual town meeting in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: "Shall an act passed by the General Court in the year nineteen hundred and forty-nine, providing for a fifty-six hour week for the permanent members of the fire department of this town, be accepted?" If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon take full effect, but not otherwise. *Approved February 3, 1949.*

AN ACT EXTENDING THE TIME DURING WHICH AN ACT AUTHORIZING THE TOWN OF HARWICH TO RECEIVE AND ADMINISTER THE PROPERTY OF CERTAIN CEMETERY ASSOCIATIONS MAY BE ACCEPTED BY SAID TOWN. Chap. 2

Be it enacted, etc., as follows:

SECTION 1. Chapter 277 of the acts of 1948 is hereby amended by striking out section 4 and inserting in place thereof the following:— *Section 4.* This act shall take full effect upon its acceptance by a majority of the registered voters of the town of Harwich voting thereon at a regular or special town meeting held prior to the year nineteen hundred and fifty-one, but not otherwise.

SECTION 2. This act shall take effect upon its passage. *Approved February 7, 1949.*

Chap. 3 AN ACT PROVIDING FOR HIGHWAY WORK AND FOR CERTAIN IMPROVEMENTS IN RIVERS AND STREAMS IN THE COUNTIES OF BERKSHIRE, FRANKLIN, HAMPSHIRE AND HAMPDEN AND MAKING APPROPRIATIONS THEREFOR.

Emergency
preamble.

Whereas, The extensive damage caused by the recent floods in western Massachusetts makes it necessary that the work authorized by this act be carried out without delay, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public health, safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. The department of public works, hereinafter called the department, is hereby authorized and directed to maintain, construct, reconstruct and repair state highways and town and county ways and bridges thereon in Berkshire, Franklin, Hampshire and Hampden counties.

SECTION 2. The department is hereby further authorized and directed to remove fallen trees, debris and other obstructions in rivers and streams and to restore or repair dams or other structures in rivers or streams, the destruction or injury to which may have increased the danger of floods therein, and for the purpose of protection against floods, to alter the course or deepen or widen the channel of any river or stream, to conduct any surface or ground water into the same, to place riprap and build retaining walls to support any part of the banks thereof, and may enter on private land for any of the foregoing purposes.

SECTION 3. Item A. For the maintenance, construction, reconstruction and repair of state highways and town and county ways and bridges thereon as described in section one of this act, the sum of one million one hundred thousand dollars is hereby appropriated from the Highway Fund.

Item B. For work on rivers and streams as described in section two of this act, the sum of nine hundred thousand dollars is hereby appropriated from the General Fund.

SECTION 4. For the purpose of carrying out the provisions of this act, the department may make contracts with cities and towns, including contracts for reimbursements for expenditures made or obligations previously incurred for the purposes set forth in sections one and two if approved by the department, may hire equipment, may make cost plus contracts without complying with the provisions of section eight A of chapter twenty-nine of the General Laws, and any provision of general or special law to the contrary notwithstanding, may make contracts in accordance with the provisions of the General Laws and may do work with its own forces; provided, that of the sums appropriated in section three, not more than one million dollars may be expended for hiring equipment and for cost plus contracts.

SECTION 5. For the purposes of carrying out the pro-

visions of this act, the department may appoint and employ such persons as may be necessary without requisition to the director of civil service as provided in section fifteen of chapter thirty-one of the General Laws; provided, however, that any provision of said section fifteen to the contrary notwithstanding, such emergency appointments may continue for a period not exceeding ninety working days. The department shall give preference to veterans in making appointments and employing persons under the provisions of this act.

SECTION 6. The governor is hereby authorized to suspend the forty-eight hour law, so called, for contracts under this act.

SECTION 7. The authority to enter into contracts with cities and towns and to enter into cost plus contracts shall expire on April thirtieth, nineteen hundred and forty-nine and the authority to enter into other contracts, to hire equipment and to perform work with its own forces shall expire on June thirtieth, nineteen hundred and forty-nine.

Approved February 14, 1949.

AN ACT MAKING AN APPROPRIATION TO MEET THE COST OF
SALARY ADJUSTMENTS FOR CERTAIN STATE OFFICERS AND
EMPLOYEES. *Chap. 4*

Be it enacted, etc., as follows:

SECTION 1. To provide for meeting the cost of salary adjustments under the provisions of sections forty-five to forty-seven, inclusive, of chapter thirty of the General Laws, as amended by chapter three hundred and eleven of the acts of nineteen hundred and forty-eight, and under the provisions of section four of said chapter three hundred and eleven, the sum of three million five hundred thousand dollars is hereby appropriated, which sum shall be in addition to the sum appropriated by section ten of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight and to any other sums appropriated for personal services for the fiscal year ending June thirtieth, nineteen hundred and forty-nine.

SECTION 2. The appropriation made by this act is hereby made available, notwithstanding the provisions of section six of chapters one hundred and ninety-eight and six hundred and sixty-nine of the acts of nineteen hundred and forty-eight, to meet the cost of salary adjustments referred to in section one made prior to or on the effective date of this act.

SECTION 3. The governor, upon recommendation of the commission on administration and finance, is hereby authorized to transfer from the appropriation made by this act to items of appropriation for the fiscal year ending June thirtieth, nineteen hundred and forty-nine, which are available in whole or in part for personal services, such sums as are necessary to meet said salary adjustments, and the

governor, upon like recommendation, is hereby further authorized to allocate such transfers to the several state or other funds to which such items of appropriations are charged.

SECTION 4. This act shall take effect upon its passage.

Approved February 17, 1949.

- Chap. 5 AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF THE COUNTY OF ESSEX TO HAVE PLANS AND SPECIFICATIONS PREPARED FOR, AND TO INVESTIGATE SUITABLE SITES FOR, THE PROPOSED COURT HOUSE IN THE CITY OF LAWRENCE.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of providing adequate court house accommodations and facilities for the district court of Lawrence, by the erection of a court house in the city of Lawrence, the county commissioners of the county of Essex are hereby authorized and directed to cause plans and specifications to be prepared for said court house, and to investigate suitable sites therefor, and, if possible, without liability on the part of said county, to secure options for the purchase thereof by the county. For the purposes aforesaid, said commissioners may expend out of any available funds a sum not exceeding thirty thousand dollars, which sum shall be included in the appropriations for the current year for said county.

SECTION 2. This act shall take effect upon its passage.

Approved February 17, 1949.

- Chap. 6 AN ACT TO AUTHORIZE THE TOWN OF STURBRIDGE TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING AN ELEMENTARY SCHOOL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing an elementary school building, the town of Sturbridge may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one hundred and fifty thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Sturbridge School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved February 17, 1949.

AN ACT TO AUTHORIZE THE PLACING OF THE POSITIONS OF THE REGULAR OR PERMANENT MEMBERS OF THE POLICE FORCE AND THE OFFICE OF CHIEF OF POLICE OF THE TOWN OF HANSON UNDER THE CIVIL SERVICE LAWS. Chap. 7

Be it enacted, etc., as follows:

SECTION 1. The positions of the regular or permanent members of the police force and the office of chief of police of the town of Hanson shall, upon the effective date of this act, become subject to the civil service laws and rules relating to police officers in towns, and the tenure of office of any incumbent thereof shall be unlimited, subject, however, to said laws; provided, that they shall pass qualifying examinations for their respective positions, and for said office, as the case may be, to which they shall be subjected by the division of civil service; and, provided further, that if any such incumbent does not pass such qualifying examination he may continue to serve in such position or office, but shall not be subject to said laws and rules.

SECTION 2. This act shall be submitted to the voters of said town at the next annual town meeting in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled, 'An Act to Authorize the Placing of the Positions of the Regular or Permanent Members of the Police Force and the Office of Chief of Police of the Town of Hanson under the Civil Service Laws', be accepted?" If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon take full effect, but not otherwise.

Approved February 18, 1949.

AN ACT TO ALLOW THE TOWN OF UXBRIDGE TO SELL WATER FOR DOMESTIC AND OTHER PURPOSES TO INHABITANTS OF A CERTAIN AREA IN THE TOWN OF NORTHBRIDGE. Chap. 8

Be it enacted, etc., as follows:

SECTION 1. The town of Uxbridge may furnish and sell water for domestic and other purposes to the inhabitants of such areas of the town of Northbridge as the selectmen of the said towns shall agree. The rates for furnishing and selling such water shall be such rates as may be mutually agreed upon by said selectmen, or, in case of failure to agree, as may be fixed by the state department of public utilities. Any installation and extension of water mains and other facilities made within the limits of the town of Northbridge shall be subject in all respects to the approval of the selectmen of said town.

SECTION 2. This act shall take effect upon its passage.

Approved February 21, 1949.

Chap. 9 AN ACT AUTHORIZING THE TOWN OF AMHERST TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING A SCHOOL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Amherst may borrow from time to time within a period of three years from the passage of this act such sums as may be necessary, not exceeding, in the aggregate, four hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Amherst School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved February 21, 1949.

Chap. 10 AN ACT EXTENDING THE TIME FOR ACCEPTANCE OF AN ACT TO ESTABLISH IN THE TOWN OF NATICK REPRESENTATIVE TOWN GOVERNMENT BY LIMITED TOWN MEETINGS.

Be it enacted, etc., as follows:

SECTION 1. Section 13 of chapter 2 of the acts of 1938, as amended by chapter 286 of the acts of 1943, is hereby further amended by striking out, in line 6 and in line 7, the word "ten" and inserting in place thereof, in each instance, the word: — fifteen, — so as to read as follows: — *Section 13.* If this act is rejected by the registered voters of the town of Natick when first submitted to said voters under section twelve, it may again be submitted for acceptance in like manner from time to time to such voters at any annual or special town meeting within fifteen years thereafter, but not more than fifteen times in the aggregate, and, if accepted by a majority of the voters voting thereon at such an election, shall thereupon take effect for all purposes incidental to the next annual town election in said town, and shall take full effect beginning with said election.

SECTION 2. This act shall take effect upon its passage.

Approved February 21, 1949.

Chap. 11 AN ACT PROVIDING THAT THE CHAIRMAN OF THE RECREATION COMMISSION IN THE TOWN OF WINCHESTER SHALL BE A TOWN MEETING MEMBER AT LARGE.

Be it enacted, etc., as follows:

The first paragraph of section 3 of chapter 167 of the acts of 1928 is hereby amended by inserting after the word

"commissioners", in line 14, the words:—, the chairman of the recreation commission, — so as to read as follows:— Any representative town meeting held under the provisions of this act, except as otherwise provided herein, shall be limited to the voters elected under section two, together with the following, designated as town meeting members at large; namely, any member of the general court of the commonwealth from the town, the moderator, the town clerk, the members of the board of selectmen, the town treasurer, the town counsel, the chairman of the trustees of the public library, the chairman of the planning board, the chairman of the school committee, the chairman of the board of assessors, the chairman of the board of health, the chairman of the park commissioners, the chairman of the water and sewer board, the chairman of the board of public welfare, the chairman of the cemetery commissioners, the chairman of the recreation commission, and the members of the finance committee. The town clerk shall notify the town meeting members of the time and place at which representative town meetings are to be held, the notices to be sent by mail at least seven days before the meeting.

Approved February 21, 1949.

AN ACT VALIDATING CERTAIN CONVEYANCES OF LANDS BY THE TOWN OF SPENCER. Chap. 12

Be it enacted, etc., as follows:

A deed from inhabitants of the town of Spencer to First Parish or Congregational Society of Spencer dated June first, eighteen hundred and eighty-five and recorded with Worcester District Registry of Deeds in Book 1211, page 138, a deed from the town of Spencer to the First Congregational Church of Spencer dated September second, nineteen hundred and forty-eight and recorded with said registry in Book 3148, page 525, and a deed from the town of Spencer to the First Congregational Church of Spencer dated November twenty-sixth, nineteen hundred and forty-eight and recorded with said registry in Book 3159, page 427, are hereby validated and approved in so far as they convey portions of the tract conveyed by deed of Nathaniel Cunningham to the proprietors and settlers in the westerly half of Leicester dated February twenty-sixth, seventeen hundred and thirty-nine and recorded with said registry in Book 12, page 307.

Approved February 21, 1949.

AN ACT TO ESTABLISH THE TOWN MANAGER FORM OF GOVERNMENT IN THE TOWN OF DANVERS. Chap. 13

Be it enacted, etc., as follows:

SECTION 1. Upon the acceptance of this act by the town of Danvers, and beginning with the year nineteen hundred and fifty, the regular town election for the purpose of electing

selectmen and members of the school committee required to be elected under this act, the trustees of the Peabody Institute, and the moderator and town meeting members required to be elected under the provisions of chapter two hundred and ninety-four of the acts of nineteen hundred and thirty shall be held annually on the first Monday in March, and shall be part of the annual town meeting. All articles in the warrant to be decided otherwise than by ballot shall be considered at the regular annual town meeting to be held on the third Monday in March.

SECTION 2. *Election of Selectmen.* — At the first town election following acceptance of this act, the registered voters of the town shall elect two selectmen for three years, two selectmen for two years and one selectman for one year. At each annual town election thereafter, the voters shall elect selectmen for three year terms to replace those whose terms are about to expire. When a vacancy occurs among the selectmen by reason of death, resignation, change of residence from the town or other disability, the remaining selectmen shall have power to fill the vacancy until the next annual town election, at which the voters shall elect a selectman for the remainder of the unexpired term. The selectmen shall serve until their respective successors are qualified. Upon the qualification of selectmen first elected under this act, the term of office of the board of selectmen then existing shall terminate.

SECTION 3. *Powers of Selectmen.* — The selectmen shall appoint, and may remove, the town accountant, members of the board of appeals, election officers and registrars of voters, except the town clerk. Selectmen shall be ex-officio town meeting members.

SECTION 4. *Election of School Committee.* — The school committee shall be composed of five members, elected for terms of three years. The members of the school committee existing at the time this act takes effect shall continue in office until the terms for which they were elected shall have expired, and until their respective successors shall have been elected and qualified. When a vacancy occurs among the members of the school committee, by reason of death, resignation, change of residence from the town or other disability, the remaining members of the school committee shall have power to fill the vacancy until the next annual election, at which the voters shall elect a member of the school committee for the remainder of the unexpired term. The members of the school committee shall serve until their respective successors are qualified.

SECTION 5. *Powers of School Committee.* — All the powers, rights, duties and liabilities, except as hereinafter provided, now or hereafter conferred or imposed by law upon the school committee, shall be exercised and performed by the school committee. Nothing in this act shall be construed to affect the powers and duties of the school committee as provided by law, except as specifically provided herein.

SECTION 6. *Multiple Officers.* — A member of the board of selectmen, or of the school committee, or of the finance committee shall, during the term for which he was elected or appointed, be ineligible either by election or appointment to hold any other town office. Any person appointed by the town manager to any town office under the provisions of this act or of any general or special law shall be eligible during the term of said office to election or appointment to any other town office, except that the town accountant shall not be eligible to hold the position of town treasurer or the position of collector of taxes. The town manager, subject to any applicable provision of the general laws relating thereto, may assume the duties of any office which he is authorized to fill by appointment. Notwithstanding the provisions of chapter thirty-two of the General Laws, any person who holds an elective office at the time this act takes effect and who is not a member of any retirement system may accept appointment to and continue to hold the same office, if under the provisions of this act the town manager is authorized to fill said office by appointment.

SECTION 7. *Investigations or Surveys.* — For the purpose of making investigations or surveys, the selectmen may employ such experts, counsel and other assistants and incur such other expenses, not exceeding in any year the sum of one thousand dollars, or such larger sum as may be appropriated for the purpose by the town, as they may deem necessary, and the same shall be paid by the treasurer upon a warrant signed by a majority of the board of selectmen.

TOWN MANAGER.

SECTION 8. *Appointment of Town Manager.* — The selectmen elected as provided herein shall appoint, as soon as practicable, for a term of five years, a town manager who shall be a person especially fitted by education, training and experience to perform the duties of the office. The town manager shall be appointed without regard to his political beliefs. He need not be a resident of the town or of this commonwealth when appointed, but shall be a resident of the town during his term of office. He may be appointed for successive terms of office. Before entering upon the duties of his office, the town manager shall be sworn to the faithful and impartial performance thereof by the chairman of the selectmen, or by the town clerk, or by a justice of the peace. He shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such surety or sureties as may be fixed or approved by the selectmen.

SECTION 9. *Appointment of a Temporary Manager.* — Any vacancy in the office of town manager shall be filled as soon as possible by the selectmen. Pending the appointment of a town manager or the filling of any vacancy, the selectmen may appoint a suitable person to perform the duties of the office.

SECTION 10. *Acting Manager.* — The town manager may

designate, by letter filed with the town clerk, a qualified officer of the town to perform his duties during his temporary absence or disability. In the event of failure of the manager to make such designation, the selectmen may, by resolution, designate an officer of the town to perform the duties of the manager until he shall return or his disability shall cease.

SECTION 11. *Removal of Manager.* — The selectmen, by a majority vote of the full membership of the board, may remove the town manager. At least thirty days before such proposed removal shall become effective, the selectmen shall file a preliminary written resolution with the town clerk setting forth in detail the specific reasons for his proposed removal, a copy of which resolution shall be delivered to the town manager. The manager may reply in writing to the resolution and may request a public hearing. If the manager so requests, the board of selectmen shall hold a public hearing not earlier than twenty days nor later than thirty days after the filing of such request. After such public hearing, if any, otherwise at the expiration of thirty days following the filing of the preliminary resolution, and after full consideration, the selectmen by a majority vote of the full membership of the board may adopt a final resolution of removal. In the preliminary resolution, the selectmen may suspend the manager from duty, but shall in any case cause to be paid to him forthwith any unpaid balance of his salary and his salary for the next three calendar months following the filing of the preliminary resolution.

SECTION 12. *Compensation of Manager.* — The town manager shall receive such compensation for his services as the selectmen shall determine but it shall not exceed the amount appropriated therefor by the town.

SECTION 13. *Powers and Duties of the Manager.* — In addition to specific powers and duties provided in this act the town manager shall have the general powers and duties enumerated in this section: —

(a) The town manager shall supervise and direct the administration of all departments, commissions, boards and offices, except the board of selectmen, the school committee, the town accountant, the board of appeals, the trustees of the Peabody Institute, election officers and the registrars of voters.

(b) The town manager, in accordance with the provisions of this act and except as otherwise expressly prohibited by the general laws, may reorganize, consolidate or abolish departments, commissions, boards or offices under his direction and supervision, in whole or in part, may establish such new departments, commissions, boards or offices as he deems necessary, and, in so doing, may transfer the duties, powers and appropriation of one department, commission, board or office to another.

(c) Except as otherwise provided by this act, the town manager shall appoint upon merit and fitness alone, and, subject to the provisions of chapter thirty-one of the General

Laws where applicable, may remove, all officers and employees of the town, except employees of the school department and of the Peabody Institute; town officers and employees not subject to the provisions of said chapter thirty-one shall not be removed by him except on five days' notice in writing, setting forth the cause of such removal.

(d) Notwithstanding the provisions of section one hundred and eight of chapter forty-one of the General Laws, but subject to all applicable provisions of chapter thirty-one of the General Laws, the town manager shall fix the compensation of all town officers and employees subject to removal by him.

(e) The town manager shall attend all regular meetings of the board of selectmen except meetings at which his removal is being considered.

(f) The town manager shall keep full and complete records of his office, and shall render as often as may be required by the selectmen a full report of all operations during the period reported on.

(g) The town manager shall keep the selectmen fully advised as to the needs of the town and shall recommend to the selectmen for adoption such measures requiring action by them or by the town as he may deem necessary or expedient.

(h) The town manager shall have jurisdiction over the rental and use of all town property, except schools. He shall be responsible for the maintenance and repair of all town buildings, including school buildings. He shall be responsible for the preparation of plans for work on existing buildings and on new buildings, except schools. He shall be responsible for the supervision of all work on existing buildings and new buildings, including work on schools done in accordance with plans and specifications prepared by the school committee.

(i) The town manager shall purchase all supplies and materials and equipment, except books for schools, and shall award all contracts for all departments of the town and for the Peabody Institute. He shall make purchases for departments not under his supervision only upon requisition duly signed by the head of such department.

(j) The town manager shall administer either directly or through a person or persons appointed by him in accordance with this act all provisions of general and special laws applicable to said town, all by-laws and all regulations established by the selectmen.

(k) The town manager shall have authority to prosecute, defend and compromise all litigation to which the town is a party, and to employ special counsel to assist the town counsel whenever in his judgment it may be necessary.

(l) The town manager shall perform such other duties, consistent with his office, as may be required of him by the by-laws or vote of the town or by vote of the selectmen.

SECTION 14. *Investigations by the Manager.* — The town manager may without notice cause the affairs of any division or department under his control or the conduct of any officer

or employee thereof to be examined. The town manager shall have access to all town books and papers for information necessary for the proper performance of his duties.

SECTION 15. *Appointment of Planning Board.* — There shall be established a planning board as herein provided which shall have all the powers and duties of planning boards established in accordance with section eighty-one A of chapter forty-one of the General Laws. The board established hereunder shall consist of five members who shall be appointed by the town manager. When such board is first established its members shall be appointed for terms of such length and so arranged that the term of at least one member will expire each year and his successor shall be appointed by the town manager for a term of five years. Any vacancy shall be filled for the unexpired term by the town manager. Upon the appointment and qualification of the members of the board, the term of office of members of the then existing planning board shall terminate.

SECTION 16. *Appointment of Board of Public Welfare.* — The town manager shall appoint a board of public welfare to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of public welfare, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of public welfare as provided in this section the terms of office of the members of the then existing board of public welfare of the town shall terminate. The board of public welfare appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of public welfare of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 17. *Appointment of Board of Health.* — The town manager shall appoint a board of health to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of health, the vacancy shall be filled forthwith by the town manager for the unex-

pired term. Upon the appointment and qualification of the members of the board of health as provided in this section the terms of office of the members of the then existing board of health of the town shall terminate. The board of health appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of health of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 18. *Appointment of Board of Park Commissioners.*

— The town manager shall appoint a board of park commissioners to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of park commissioners, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of park commissioners as provided in this section the terms of office of the members of the then existing board of park commissioners of the town shall terminate. The board of park commissioners appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon the boards of park commissioners of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 19. *Appointment of Municipal Light Board.* —

The town manager shall appoint a municipal light board to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the municipal light board, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the municipal light board as provided in this section the terms of office of the members of the then existing municipal light board of the town shall terminate. The municipal light board

appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon municipal light boards, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 20. *Board of Fire Engineers.* — There shall be a board of fire engineers to consist of a chief engineer, a deputy call engineer and an assistant deputy call engineer. The chief engineer shall be appointed by the town manager subject to the provisions of chapter thirty-one of the General Laws. The deputy engineers shall be appointed by the town manager for terms of one year. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the office of deputy call engineer or of assistant deputy call engineer, the vacancy shall be filled forthwith by the town manager for the unexpired term. The board of fire engineers appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of fire engineers of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 21. *Appointment of Assessors.* — The town manager shall appoint a principal assessor for a term of three years who shall devote his full time and attention to his duties and shall be chairman of the board, and also an assessor for a term of two years, and an assessor for a term of one year; and annually thereafter there shall be appointed by the town manager a principal assessor or an assessor, as the case may be, for a term of three years to succeed the principal assessor or assessor whose term is to expire. The principal assessor and assessors shall serve until their respective successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of assessors, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of a principal assessor and assessors as provided in this section the terms of office of the principal assessor and assessors then in office shall terminate. The principal assessor and assessors appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon assessors of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 22. *Town Clerk.* — The town manager shall appoint a suitably qualified person to the office of town clerk. The existing elective office of town clerk shall be continued until the person appointed to said office of town clerk, shall have qualified, at which time the elective office of town clerk shall terminate. The town clerk shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town clerks. He shall be sworn to the faithful performance of his duties by the chairman of the selectmen or by a justice of the peace. The town clerk shall serve ex officio as clerk of the board of selectmen. The town clerk shall be subject to the general supervision and direction of the town manager in the performance of his duties.

SECTION 23. *Town Treasurer.* — The town manager shall appoint a suitably qualified person to the office of town treasurer. The existing elective office of town treasurer shall be continued until the person appointed to said office of town treasurer shall have qualified, at which time the elective office of town treasurer shall terminate. The town treasurer shall have the powers, perform the duties, and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town treasurers but in the conduct of his office shall be subject to the supervision and direction of the town manager. Whenever it shall be necessary to execute any deed conveying land, or any other instrument required to carry into effect any vote of the town, the same shall be executed by the treasurer in behalf of the town, unless the town shall vote otherwise. The town treasurer shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 24. *Collector of Taxes.* — The town manager shall appoint a suitably qualified person to the office of collector of taxes. The existing elective office of collector of taxes shall be continued until the person appointed to said office of collector of taxes shall have qualified, at which time the elective office of collector of taxes shall terminate. The collector of taxes shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon collectors of taxes except that in the performance of his duties he shall be subject to the general supervision and direction of the town manager. The collector of taxes shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 25. *Appointment of Water and Sewer Commissioners.* — The town manager shall appoint three suitably qualified persons as water and sewer commissioners. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years

in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of water and sewer commissioners as provided in this section the terms of office of the members of the commission then in office shall terminate. The water and sewer commissioners appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed upon the water and sewer commissioners by chapter two hundred and twenty-nine of the Special Acts of nineteen hundred and sixteen, and any acts in amendment thereof or in addition thereto, and by chapter one hundred and ninety-one of the acts of eighteen hundred and seventy-four, and any acts in amendment thereof or in addition thereto, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 26. *Appointment of Hospital Trustees.* — The town manager shall appoint seven suitably qualified persons as trustees to manage the public hospital of the town. Two of said persons shall be appointed for a term of one year, two for a term of two years, and three for a term of three years; and annually thereafter there shall be appointed by the town manager, members for a term of three years in the place of the members whose terms are to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the hospital trustees as provided in this section the terms of office of the hospital trustees then in office shall terminate. The hospital trustees appointed hereunder shall organize for the proper conduct of their duties. In the performance of their duties the hospital trustees shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 27. *Appointment of Commissioners of Trust Funds.* — The town manager shall appoint a board of commissioners of trust funds, to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the

membership of the board of commissioners of trust funds, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of commissioners of trust funds, as provided in this section the terms of office of the members of the then existing board of commissioners of trust funds of the town shall terminate. The board of commissioners of trust funds appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of commissioners of trust funds of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 28. *Appointment of Municipal Buildings Insurance Commissioners.* — The town manager shall appoint three suitably qualified persons as municipal buildings insurance commissioners. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a commissioner for a term of three years in the place of the commissioner whose term is to expire. The commissioners shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of municipal buildings insurance commissioners, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of commissioners as provided in this section the terms of office of the members of the then existing board of municipal buildings insurance commissioners of the town shall terminate. The commissioners appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by section thirteen of chapter forty of the General Laws, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 29. *Tree Warden.* — The town manager shall appoint a suitably qualified person to the office of tree warden. The existing elective office of tree warden shall be continued until the person appointed to said office of tree warden shall have qualified; at which time the elective office of tree warden shall terminate. The tree warden shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon tree wardens but in the conduct of his

office he shall be subject to the supervision and direction of the town manager. The tree warden shall be sworn to the faithful performance of his duties by the chairman of the selectmen or by the town clerk.

LEGAL AFFAIRS.

SECTION 30. *Appointment of Town Counsel.* — The town manager shall annually appoint an attorney-at-law to act as town counsel, who shall draft all bonds, deeds, leases, obligations, conveyances and other legal instruments and shall perform such other legal services as may be requested of him, by vote of the town, by the town manager, or by any board of town officers. Also, when so requested he shall furnish a written opinion on any question that may be submitted to him, and he shall at all times upon request of the town manager furnish legal advice to any officer of the town who may require his advice upon any subject concerning the duties of such officer. He shall prosecute all suits or other legal proceedings ordered to be brought by the town or by the town manager, and shall appear before the courts of the commonwealth in defense of all actions or suits brought against the town or its officers in their official capacity, and shall try and argue any and all causes in which the town shall be a party or before any board of referees or commission and shall appear at any and all hearings on behalf of the town whenever his services may be required.

FISCAL AFFAIRS.

SECTION 31. *Approval of Warrants.* — The town manager shall be the chief fiscal officer of the town. Warrants for the payment of town funds prepared by the town accountant in accordance with the provisions of section fifty-six of chapter forty-one of the General Laws shall be submitted to the town manager. The approval of any such warrant by the town manager shall be sufficient authority to authorize payment by the town treasurer, but the selectmen shall approve all warrants in the event of the absence of the town manager or a vacancy in the office of town manager.

SECTION 32. *Investigation of Claims.* — Whenever any pay roll, bill or other claim against the town is presented to the town manager he shall, if the same seems to him to be of doubtful validity, excessive in amount, or otherwise contrary to the interests of the town, refer it to the selectmen who shall immediately investigate the facts and determine what, if any, payment should be made. Pending such investigation and determination by the selectmen, payment shall be withheld.

SECTION 33. *Receipts paid to Treasury.* — Every officer shall pay into the treasury of the town all amounts received by him on behalf of the town, and shall make a true return

thereof to the town accountant stating the accounts upon which such amounts were received.

SECTION 34. *Fees paid to Treasury.* — The aggregate annual compensation of each town employee appointed by the manager shall be limited to the amount established in accordance with the provisions of this act and all fees received in accordance with the provisions of any general or special law shall be paid into the treasury of the town.

SECTION 35. *Certain Town Officers not to make Contracts with the Town.* — It shall be unlawful for any selectman, the town manager, any member of the school committee, any trustee of the Peabody Institute, or any other elective or appointive official, except as otherwise provided by this act or any other provision of law, directly or indirectly to make a contract with the town, or to receive any commission, discount, bonus, gift, contribution or reward from, or any share in the profits of, any person or corporation making or performing such a contract, unless the official concerned, immediately upon learning of the existence of such contract, or that such a contract is proposed, shall notify the selectmen in writing of the contract and of the nature of his interest therein and shall abstain from doing any official act on behalf of the town in reference thereto. In case such interest exists on the part of an officer whose duty it is to make such a contract on behalf of the town, the contract may be made by another officer or voter of the town duly authorized thereto by vote of the selectmen. Violation of any provision of this section shall render the contract in respect to which such violation occurs voidable at the option of the town. Any person violating any provision of this section shall be punished by a fine of not more than one thousand dollars, or by imprisonment for not more than one year, or by both such fine and imprisonment.

SECTION 36. *Estimates of Expenditures.* — On or before the first day of December of each year, the town manager shall submit to the selectmen a careful, detailed estimate in writing of the probable expenditures of the town government for the ensuing fiscal year, stating the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town, and showing specifically the amount necessary to be provided for each fund and department, together with a statement of the expenditures of the town for the same purposes in the two preceding years and an estimate of the expenditures for the current year. He shall also submit a statement showing all revenues received by the town in the two preceding fiscal years together with an estimate of the receipts of the current year and an estimate of the amount of income from all sources of revenue exclusive of taxes upon property in the ensuing year. He shall report the probable amount required to be levied and raised by taxation to defray all expenses and liabilities of the town together with an estimate of the tax rate necessary to raise said amount. For the purpose of

enabling the town manager to make up the annual estimate of expenditures, all boards, officers, and committees of the town shall, upon his written request, furnish all information in their possession and submit to him in writing a detailed estimate of the appropriations required for the efficient and proper conduct of their respective departments during the next fiscal year.

SECTION 37. *Annual Budget.* — The selectmen shall consider the tentative budget submitted by the town manager and make such recommendations relative thereto as they deem expedient and proper in the interests of the town. On or before the twentieth day of December of each year the selectmen shall transmit a copy of the budget together with their recommendations relative thereto to each member of the finance committee.

SECTION 38. *Duties of Certain Town Officials relative to Election.* — It shall be the duty of the selectmen and the town clerk in office and any other town official upon whom by reason of his office a duty devolves under the provisions of this act, when this act is accepted by the registered voters as herein provided, to comply with all the requirements of law relating to elections, to the end that all things may be done necessary for the nomination and election of the officers first to be elected under this act.

SECTION 39. Section 9 of chapter 294 of the acts of 1930 is hereby amended by adding the following paragraph: —

Before making recommendations under each article of the warrant, the committee shall hold public hearings in relation thereto, after first notifying the selectmen and the town manager of the time and place of such hearing. The finance committee shall report in writing to the town meeting all its recommendations under the various articles of the warrant. The recommendation reported by the finance committee under any article shall be treated in the town meeting as a motion under that article. The recommendation shall be subject to amendment by a majority of the town meeting members voting on the motion to amend. If there be a majority and a minority report of the finance committee, the minority report shall have precedence of all other motions to amend the report of the committee.

SECTION 40. This act shall be submitted for acceptance to the qualified voters of the town of Danvers at an annual or special town meeting called for the purpose. The vote shall be taken in precincts by ballot in accordance with the provisions of the General Laws, so far as the same shall be applicable, in answer to the question, which shall be placed upon the official ballot to be used at said meeting: — "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled 'An Act to establish the town manager form of government in the town of Danvers', be accepted by this town?" If a majority of the voters voting on this question shall vote in the affirmative, said act shall take effect immediately for the purposes of the town election

to be held on the first Monday of March, nineteen hundred and fifty, and for all things pertaining thereto, and shall take full effect upon the qualification of a majority of the selectmen first elected as provided in section two of this act. If a majority of the voters voting on this question shall vote in the negative, this act shall thereupon become void.

SECTION 41. At any time after the expiration of five years and within six years from the date on which this act is accepted, and not less than ninety days before the date of an annual meeting, a petition, signed by not less than ten per cent of the registered voters of the town, may be filed with the selectmen, requesting that the question of revoking the acceptance of this act be submitted to the voters. Thereupon the selectmen shall call a town meeting to be held at a date not later than forty-five days after the filing of the petition, but not between the first day of June and the first Tuesday of September, both dates inclusive. At such meeting the vote shall be taken in answer to the following question which shall be printed on the official ballot: "Shall the acceptance by the town of Danvers of an act passed by the general court in the year nineteen hundred and forty-nine, entitled 'An Act to establish the town manager form of government in the town of Danvers' be revoked?" If such revocation is favored by a majority of the voters voting thereon by ballot, the acceptance of this act shall be revoked and this act shall become null and void beginning with the annual town meeting next following such vote, which meeting shall be held at such time, in conformity with general law, as may be determined by vote of the town; provided, that all town officers holding office under this act shall continue to hold office until their successors have been duly qualified. At the first annual town election following such vote of revocation the registered voters of the town shall elect by ballot all elective officers and boards whose election to office was required prior to the acceptance of this act and the terms of office shall be so arranged that there shall be elected annually thereafter such officers as were elected annually prior to the acceptance of this act. It shall be the duty of the selectmen and the town clerk in office and any other town official upon whom by reason of his office a duty devolves when this act is revoked, to comply with all the requirements of this section relating to elections, to the end that all things may be done necessary for the nomination and election of the officers required to be elected following the revocation of this act. The said revocation shall not affect any contract then existing or any action at law or suit in equity or other proceeding then pending, with the exception of any contract made by the town with the town manager then in office, whose office shall be abolished at the time of the annual town meeting next following such vote of revocation and who shall receive compensation in full to such date. Any special laws relative to said town which are repealed by this act shall be revived by such revocation. Any by-

law in force when such revocation takes effect, so far as consistent with general laws respecting town government and town officers and with said special laws, shall not be affected thereby.

Approved February 21, 1949.

Chap. 14 AN ACT FURTHER REGULATING THE PAYMENT OF THE CHARGES AND EXPENSES OF BURIAL OF CERTAIN INSANE AND SPENDTHRIFT WARDS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 201, § 48A, etc., amended.

Payment of burial expenses of wards, regulated.

Chapter 201 of the General Laws is hereby amended by striking out section 48A, as most recently amended by chapter 241 of the acts of 1941, and inserting in place thereof the following section:— *Section 48A.* Upon application therefor by a conservator or by a guardian of an insane person or a spendthrift, whose ward is a resident of the commonwealth, the probate court, after such notice as it deems necessary, and a hearing, may authorize such conservator or guardian to deposit, for the purpose hereinafter stated, in a savings bank, or in the savings department of a trust company, within the commonwealth, a sum not exceeding one hundred and fifty dollars, to be expended solely for, or towards the expense of, the burial of his ward. Such deposit shall be made in the name of the judge of probate for the time being, and shall be subject to the order of the judge and of his successors in office. The person making such deposit shall file in the probate court a memorandum thereof and the deposit book, and the amount so deposited shall, for the purpose of the accounting by such guardian or conservator, be allowed as a payment. Upon the death of such ward, the probate court may, upon application and after like notice and hearing, order the payment of such deposit, together with any accrued interest thereon, hereinafter referred to as such deposit, to the executor of the will of such ward or to the administrator of his estate, to be expended by him only for the purpose hereinbefore stated, and, in case no executor or administrator is appointed, said court may order payment from such deposit together with any accrued interest thereon to any undertaker or other person, of any charge for such burial or sum expended therefor which it finds to be proper, but not exceeding the amount of such deposit together with any accrued interest thereon, or may apportion such deposit together with any accrued interest thereon between several claimants for such charges or expenses but in no event to exceed the total amount of such charges, or expenses; provided, that any balance remaining after the payment of such charges or expenses shall become general assets of the estate.

Approved February 21, 1949.

AN ACT AUTHORIZING THE TOWN OF SHUTESBURY TO BORROW MONEY FOR THE CONSTRUCTION OF A SCHOOL BUILDING. *Chap. 15*

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing a school building and of originally equipping and furnishing the same, the town of Shutesbury may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, forty-five thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Shutesbury School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved February 26, 1949.

AN ACT TO AUTHORIZE THE TOWN OF FOXBOROUGH TO BORROW MONEY FOR THE PURPOSE OF PURCHASING LAND AND CONSTRUCTING THEREON AN ADDITION TO THE HIGH SCHOOL BUILDING, AND FOR EQUIPPING AND FURNISHING SAID ADDITION. *Chap. 16*

Be it enacted, etc., as follows:

SECTION 1. For the purpose of purchasing land and constructing thereon an addition to the high school building, and originally equipping and furnishing said addition, the town of Foxborough may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate three hundred and fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Foxborough School Addition Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved February 26, 1949.

Chap. 17 AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF THE COUNTY OF MIDDLESEX TO PROVIDE ADDITIONAL BEACH FACILITIES AT THE WALDEN POND STATE RESERVATION.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of the county of Middlesex are hereby authorized to provide additional beach facilities at the Walden pond state reservation. For said purpose, said commissioners may expend out of any available funds the sum of twenty-five thousand dollars, which sum shall be included in the appropriations for the current year for said county.

SECTION 2. This act shall take effect upon its passage.

Approved February 26, 1949.

Chap. 18 AN ACT REVIVING LAWRENCE PUBLICATIONS, INC.

Emergency
preamble.

Whereas, The deferred operation of this act would delay the corporation revived thereby in resuming the exercise of its former corporate powers, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Lawrence Publications, Inc., a corporation dissolved March twenty-eighth, nineteen hundred and forty-one by decree of the supreme judicial court, is hereby revived with the same powers, duties and obligations as if said decree had not been entered; and all acts and proceedings of the officers, directors and stockholders of said corporation, acting as such, which would be legal and valid but for the entry of such decree, are hereby ratified and confirmed.

Approved February 26, 1949.

Chap. 19 AN ACT AUTHORIZING THE CITY OF PITTSFIELD TO GRANT A PERMIT RELATIVE TO THE CONSTRUCTION AND MAINTENANCE OF A STRUCTURE BRIDGING NEW YORK AVENUE IN SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. Upon petition and after seven days' notice published in a newspaper published in the city of Pittsfield and a public hearing thereon, the city council of the city of Pittsfield may, with the approval of the mayor, grant and issue a permit to the General Electric Company, a New York corporation, authorized to do business in this commonwealth, abutter on both sides of New York avenue in the city of Pittsfield, to build, and on such conditions and subject to such restrictions as said council may prescribe, permanently maintain, a structure bridging New York avenue in said city connecting lands owned by the abutter on opposite sides of said avenue.

SECTION 2. No structure bridging said avenue under a permit issued as provided in section one of this act shall be constructed or maintained at a height less than twenty-four feet above the grade line of said street, and no part of the bridge or its supports shall rest upon the traveled portion of said highway; but nothing contained herein shall prohibit the erection of supports or columns; provided, that they are placed in the so-called tree line of said highway. Such consent of the city of Pittsfield may be given by its council with the approval of the mayor.

SECTION 3. If a traveler on the highway while in the exercise of due care sustains bodily injury or damage in his property by reason of the negligent construction or maintenance of said structure, he may recover damages therefor in an action of tort brought against said General Electric Company, or its successors or assigns, within one year after the date of such injury or damage; provided, that such notice of the time, place, and cause of said injury or damage be given to said General Electric Company, or its successors or assigns, by, or on behalf of, the person or persons sustaining the same as is, under the provisions of chapter eighty-four of the General Laws, valid and sufficient in cases of injury or damage sustained by reason of a defect or a want of repair in or upon a way, if such defect or want of repair is caused by or consists in part of snow or ice, or both. The remedy herein provided shall not be exclusive, but shall be in addition to any other remedy provided by law.

SECTION 4. Any permit granted under authority of this section may be revoked by said city council, after due notice and a hearing, and with the approval of the mayor.

SECTION 5. This act shall take effect upon its passage.
Approved February 28, 1949.

AN ACT RELATIVE TO REGULATING THE PARKING OF MOTOR VEHICLES AT THE WALDEN POND STATE RESERVATION. *Chap. 20*

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of the county of Middlesex are hereby authorized to make regulations governing the parking of motor vehicles at the Walden pond state reservation between Baker bridge in the town of Lincoln and highway route 2 in the town of Concord. Said regulations shall be enforced by the police officers appointed under authority of section three of chapter four hundred and ninety-nine of the acts of nineteen hundred and twenty-two, as amended by chapter fifty of the acts of nineteen hundred and forty-six.

SECTION 2. This act shall take effect upon its passage.
Approved February 28, 1949.

Chap. 21 AN ACT TRANSFERRING THE POWERS AND DUTIES OF THE BOARD OF WATER COMMISSIONERS OF THE NORTH EASTON VILLAGE DISTRICT TO THE PRUDENTIAL COMMITTEE THEREOF, AND REGULATING THE ELECTION AND COMPENSATION OF SAID COMMITTEE.

Be it enacted, etc., as follows:

SECTION 1. The powers and duties of the board of water commissioners of the North Easton Village District under the provisions of chapter one hundred and sixty-nine of the acts of eighteen hundred and eighty-seven, and acts in amendment of and in addition thereto, are hereby transferred to, and hereafter shall be exercised and performed by, the prudential committee of said district, and, upon the election and qualification of the members of the prudential committee in the year nineteen hundred and forty-nine, the board of water commissioners shall be abolished and the several terms of office of the members of said board shall terminate.

SECTION 2. The prudential committee shall consist of three members to be elected as hereinafter provided. At the annual district election in the year nineteen hundred and forty-nine, one member shall be elected for a term of one year, one member for a term of two years, and one member for a term of three years, and thereafter when the term of any member expires, his successor shall be elected for a term of three years.

SECTION 3. The compensation of the members of the prudential committee shall be determined from time to time by a vote of the duly authorized voters of said district.

SECTION 4. This act shall take effect upon its passage.

Approved February 28, 1949.

Chap. 22 AN ACT AUTHORIZING THE TOWN OF GRANVILLE TO REIMBURSE THE FATHER OF RAY NESTROVITCH FOR CERTAIN EXPENSES INCURRED BY REASON OF INJURIES SUSTAINED BY HIS SON AT A PUBLIC SCHOOL BUILDING IN SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the town of Granville may pay to the father of Ray Nestrovitch, a minor, a sum of money not exceeding eighty-seven dollars and fifty cents to reimburse him for expenses of hospital and medical care incurred by him on account of injuries received by said Ray Nestrovitch at a public school building in said town.

SECTION 2. This act shall take effect upon its passage.

Approved February 28, 1949.

AN ACT TO AUTHORIZE THE TOWN OF NATICK TO BORROW
MONEY FOR THE PURPOSE OF ACQUIRING LAND AND
CONSTRUCTING, EQUIPPING AND FURNISHING SCHOOL
BUILDINGS. Chap. 23

Be it enacted, etc., as follows:

SECTION 1. For the purpose of acquiring land for and constructing and originally equipping and furnishing school buildings, the town of Natick may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one million dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, "Natick School Loan, Act of 1949." Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

SECTION 2. Any action taken at the annual town meeting in the year nineteen hundred and forty-nine to acquire land and construct and originally equip and furnish school buildings shall be as valid and effective as though this act had been in full force and effect on the date on which the warrant for said annual town meeting was posted.

SECTION 3. This act shall take effect upon its passage.

Approved February 28, 1949.

AN ACT AUTHORIZING THE TOWN OF MARSHFIELD TO
BORROW MONEY FOR SCHOOL PURPOSES. Chap. 24

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Marshfield may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, three hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Marshfield School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved February 28, 1949.

Chap. 25 AN ACT FURTHER PROVIDING FOR THE CONTINUATION OF THE PRESENT LAWFUL USE OF CERTAIN BUILDINGS PENDING THE ISSUANCE OF CERTAIN CERTIFICATES OF INSPECTION.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to continue for a further period of one year from March first of the current year the provisions of the law hereby amended, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 3 of the acts of 1944, as most recently amended by chapter 91 of the acts of 1948, is hereby further amended by striking out, in line 10, the word "forty-nine" and inserting in place thereof the word:— fifty, — so as to read as follows:— *Section 1.* Any acknowledgment of an application to an inspector, as such term is defined in section one of chapter one hundred and forty-three of the General Laws, for a certificate of inspection under section twenty-eight of chapter one hundred and forty-three of the General Laws, as amended, which shall have been renewed as provided in section twenty-nine of said chapter one hundred and forty-three, as amended, may be further renewed at any time before March first, nineteen hundred and fifty in like manner and with like effect for such further periods of not more than ninety days each as circumstances may require, pending the granting or refusal of the certificate. Such an acknowledgment may be revoked by an inspector, without a hearing and without the assignment of any cause therefor, at any time when in his opinion the public safety requires.

SECTION 2. This act shall take effect as of March first in the current year.

Approved February 28, 1949.

Chap. 26 AN ACT AUTHORIZING THE TOWN OF LEXINGTON TO BORROW ADDITIONAL MONEY FOR SCHOOL PURPOSES AND EXTENDING THE TIME WITHIN WHICH SAID MONEY MAY BE BORROWED.

Be it enacted, etc., as follows:

SECTION 1. Chapter 186 of the acts of 1947 is hereby amended by striking out section 1 and inserting in place thereof the following section:— *Section 1.* For the purposes of acquiring land for and constructing one or more school buildings, or constructing additions to existing school buildings, and of originally equipping and furnishing the same, the town of Lexington may borrow from time to time, within a period of six years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, three million dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Lexington School Building

Loan, Act of 1947. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved February 28, 1949.

AN ACT AUTHORIZING THE COUNTY OF PLYMOUTH TO PURCHASE AND MAINTAIN AN AIRPLANE FOR USE WITHIN SAID COUNTY BY THE DISTRICT FIRE WARDEN OF THE DEPARTMENT OF CONSERVATION IN THE DETECTION AND PREVENTION OF FOREST FIRES. Chap. 27

Be it enacted, etc., as follows:

The county commissioners of the county of Plymouth are hereby authorized to purchase and maintain an airplane for the use of the district fire warden of the department of conservation within said county in the detection and prevention of forest fires.

Approved February 28, 1949.

AN ACT AUTHORIZING THE BOARD OF TRUSTEES OF THE LOWELL TEXTILE INSTITUTE TO CONFER THE HONORARY DEGREE OF MASTER OF SCIENCE. Chap. 28

Be it enacted, etc., as follows:

The second paragraph of section 47E of chapter 74 of the General Laws, as most recently amended by chapter 378 of the acts of 1946, is hereby further amended by adding at the end the following: — ; and the board may also confer the honorary degree of master of science.

G. L. (Ter. Ed.), 74, § 47E, etc., amended.

Approved February 28, 1949.

AN ACT AUTHORIZING THE USE OF AN UNEXPENDED BALANCE OF CERTAIN FUNDS FOR THE PURPOSE OF ERECTING ADDITIONAL SHOP FACILITIES FOR THE FARM MECHANICS DIVISION OF THE ESSEX COUNTY AGRICULTURAL SCHOOL. Chap. 29

Be it enacted, etc., as follows:

SECTION 1. Authority is hereby granted to the county commissioners of the county of Essex, acting in behalf of the trustees of the Essex County Agricultural School, to use an unexpended balance of funds authorized by chapter one hundred and thirty-one of the acts of nineteen hundred and forty-one, and amounting to approximately twelve thousand two hundred and twenty dollars, for the purpose of erecting additional shop facilities for the farm mechanics division of the school, as determined by the trustees thereof. All the limitations of said chapter one hundred and thirty-one

shall apply to the authorization hereunder, except as to the change in the use of said unexpended balance.

SECTION 2. This act shall take full effect upon its acceptance, prior to December thirty-first in the current year, by the county commissioners of the county of Essex.

Approved February 28, 1949.

Chap. 30 AN ACT RELATIVE TO THE TERMS OF OFFICE OF THE TRUSTEES OF LEICESTER ACADEMY.

Be it enacted, etc., as follows:

The trustees of Leicester Academy, incorporated by an act entitled "An Act to incorporate an Academy in the Town of Leicester, by the Name of Leicester Academy", approved March twenty-third, seventeen hundred and eighty-four, may fill vacancies in their number by electing trustees for a term of three years or for life as hereinafter provided. A person who is elected a trustee for a three-year term may be re-elected for any number of successive three-year terms, and a person who has served two or more consecutive three-year terms as trustee may be elected a trustee for life.

Approved February 28, 1949.

Chap. 31 AN ACT REVIVING BRADLEY-GOODRICH COMPANY, INC. FOR THE SOLE PURPOSE OF CONVEYING AND TRANSFERRING CERTAIN PROPERTY.

Emergency
preamble.

Whereas, The deferred operation of this act would delay the corporation revived thereby in resuming the exercise of its former corporate powers to the extent provided thereby, therefore, it is hereby declared to be an emergency law necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Bradley-Goodrich Company, Inc., a corporation dissolved by section one of chapter one hundred and eighty-seven of the acts of nineteen hundred and thirty-four, is hereby revived and continued for a period of one year for the sole purpose of conveying and transferring certain property of the corporation.

Approved March 1, 1949.

Chap. 32 AN ACT PROVIDING THAT NO MORE APPOINTMENTS SHALL BE MADE TO THE POSITION OF CHAUFFEUR IN THE POLICE DEPARTMENT OF THE CITY OF LOWELL.

Be it enacted, etc., as follows:

SECTION 1. On and after the effective date of this act, no person shall be appointed to the position of chauffeur in the police department of the city of Lowell.

SECTION 2. The provisions of this act shall in no way affect the tenure of office or other civil service rights of the present incumbents of the position of chauffeur in said department.

Approved March 1, 1949.

AN ACT RELATIVE TO THE HOURS OF DUTY OF PERMANENT MEMBERS OF THE FIRE DEPARTMENT IN THE CITY OF TAUNTON. *Chap. 33*

Be it enacted, etc., as follows:

SECTION 1. The hours of duty of the permanent members of the uniformed fire fighting force in the city of Taunton, upon its acceptance of this act as hereinafter provided, shall be so established by the mayor and city council that the average weekly hours of duty in any year, other than hours during which such members may be summoned and kept on duty because of conflagrations, shall not exceed fifty-six in number. Sections fifty-six, fifty-seven, fifty-eight A and fifty-nine of chapter forty-eight of the General Laws shall not apply to the permanent members of the uniformed fire fighting force in said city.

SECTION 2. Upon petition of not less than ten per cent of the registered voters in said city, duly certified by the registrars of voters and filed with the city clerk not less than thirty days before any city election, the city clerk shall cause to be printed upon the official ballot to be used at such election the following question: "Shall an act passed by the General Court in the year nineteen hundred and forty-nine, providing that the average weekly hours of duty in any year for the permanent members of the uniformed fire fighting force of this city, other than hours during which such members may be summoned and kept on duty because of conflagrations, shall not exceed fifty-six in number, be accepted?". If a majority of the votes cast on said question is in the affirmative, this act shall thereupon take full effect in said city.

Approved March 1, 1949.

AN ACT RELATIVE TO FEES FOR SEALING CERTAIN WEIGHING AND MEASURING DEVICES AND REPEALING CERTAIN SPECIAL LAWS RELATIVE TO SUCH FEES. *Chap. 34*

Be it enacted, etc., as follows:

SECTION 1. Chapter 98 of the General Laws is hereby amended by striking out section 56, as most recently amended by section 1 of chapter 305 of the acts of 1937, and inserting in place thereof the following section: — *Section 56.* Except as otherwise provided, sealers shall receive the following fees for sealing the following weighing or measuring devices: —

(a) Each scale with a weighing capacity of more than ten thousand pounds, five dollars.

(b) Each scale with a weighing capacity of five thousand to ten thousand pounds, two dollars.

(c) Each scale with a weighing capacity of one hundred to five thousand pounds, one dollar.

(d) Scales and balances under one hundred pounds, fifty cents.

G. L. (Ter. Ed.), 98, § 56, etc., amended.

Fees of sealers.

(e) Each liquid capacity measure, except vehicle tanks, of the capacity of more than one gallon and measures on pumps, twenty-five cents.

(f) Each liquid measuring meter, except water meters, the diameter of the inlet pipe of which is one inch or less, one dollar; and for each such meter the diameter of the inlet pipe of which is more than one inch, three dollars.

(g) Each taximeter or measuring device used upon vehicles to determine the cost of transportation, one dollar.

(h) Each machine or other mechanical device used for determining linear or area measurement, one dollar.

(i) Milk bottles or jars, fifty cents per gross.

(j) Vehicle tanks used in the sale of commodities by liquid measure and having a capacity of one hundred gallons or less, one dollar. For each additional one hundred gallons or fraction thereof, an additional fee of fifty cents shall be received. When a vehicle tank is subdivided into two or more compartments, each compartment shall, for the purposes of this section, be considered as a separate tank.

(k) All weights and other measures, ten cents each.

They shall also receive reasonable compensation for necessary repairs, alterations and adjustments made by them.

SECTION 2. Chapter 146 of the acts of 1945, chapter 17 of the acts of 1946 and chapter 435 of the acts of 1948 are hereby repealed.

Approved March 1, 1949.

Chap. 35 AN ACT FURTHER EXTENDING THE TIME FOR COMPLETING CERTAIN IMPROVEMENTS AND CONSTRUCTION ON PARK LAND IN THE CITY OF BOSTON KNOWN AS THE CHARLESBANK, TO BE PAID FOR OUT OF THE GEORGE ROBERT WHITE FUND.

Be it enacted, etc., as follows:

The last sentence of section 1 of chapter 585 of the acts of 1941, as most recently amended by chapter 47 of the acts of 1947, is hereby further amended by striking out, in line 3, the word "eight" and inserting in place thereof the word: — ten, — so as to read as follows: — Said transfer shall also be upon the further express condition that if, within ten years from the date of such transfer, such improvement and construction at or on said park land shall not have been completed, then the care, custody and control of said park land shall thereupon revert without further act to said park department.

Approved March 1, 1949.

Chap. 36 AN ACT AUTHORIZING THE CITY OF LYNN TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing an elementary school building and of originally equipping and furnishing such new building, the city of Lynn may borrow

from time to time, within five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words "Lynn School Loan, Act of Nineteen Hundred and Forty-nine". Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than fifteen years from their dates, but no issue shall be authorized unless, in the current year, there shall have been appropriated from available revenue funds or voted to be raised by taxation for said school purposes a sum equal to twenty-five cents on each one thousand dollars of the assessed valuation of said city for the preceding year. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of so much of the proviso in the first paragraph of section seven thereof as is incorporated herein.

SECTION 2. This act shall take effect upon its passage.

Approved March 2, 1949.

AN ACT AUTHORIZING THE PARK COMMISSIONERS OF THE CITY OF SALEM TO CHARGE FOR ADMISSION TO THE J. C. B. SMITH MEMORIAL POOL IN SAID CITY. Chap. 37

Be it enacted, etc., as follows:

SECTION 1. The park commissioners of the city of Salem may charge for admission to the J. C. B. Smith Memorial Pool, so called, in said city, and shall deposit with the city treasurer all moneys received from such admission fees and from the sale of articles thereat. Such deposits shall be set up in a separate account to be known as "Receipts from Smith Pool". Expenditures from said account shall, subject to appropriation, be made for the repair, maintenance and operation of said pool, including wages and salaries of employees engaged in the operation thereof and activities appurtenant and relating thereto, and for the maintenance of other park and playground areas under the control of said commissioners.

SECTION 2. This act shall take effect upon its passage.

Approved March 2, 1949.

AN ACT AUTHORIZING THE TOWN OF PEMBROKE TO BORROW MONEY FOR SCHOOL PURPOSES. Chap. 38

Be it enacted, etc., as follows:

SECTION 1. For the purpose of completing the construction of an addition to a school building, and originally equipping and furnishing said addition, the town of Pembroke may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, eighty-five thousand dollars,

and may issue bonds or notes therefor, which shall bear on their face the words, Pembroke School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 2, 1949.

Chap. 39 AN ACT AUTHORIZING THE TOWN OF LAKEVILLE TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING AN ADDITION TO AN EXISTING SCHOOL BUILDING AND EQUIPPING AND FURNISHING SAID ADDITION.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing an addition to an existing school building and originally equipping and furnishing said addition, the town of Lakeville may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one hundred thousand dollars, and may issue bonds or notes of the town therefor, which shall bear on their face the words, Lakeville School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to the provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 2, 1949.

Chap. 40 AN ACT TO AUTHORIZE THE TOWN OF WALPOLE TO BORROW MONEY FOR THE CONSTRUCTION AND FURNISHING OF A SCHOOL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Walpole may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, three hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Walpole School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred

under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 2, 1949.

AN ACT AUTHORIZING THE TOWN OF WALPOLE TO CONSTRUCT,
EQUIP AND MAINTAIN A BUILDING FOR USE AS A SCHOOL
BUILDING, ON LAND WITHIN THE LIMITS OF PARK LAND
LOCATED ON STONE AND SCHOOL STREETS. *Chap. 41*

Be it enacted, etc., as follows:

SECTION 1. The town of Walpole is hereby authorized, notwithstanding any limitations contained in chapter forty-five of the General Laws, to build, equip and maintain a building to be used for school purposes only, within the limits of park land known as Memorial Park located on Stone and School streets in said town. Said building shall be so located as to interfere as little as possible with the use for recreational or athletic purposes of any part of the park area so used.

SECTION 2. This act shall take effect upon its passage.

Approved March 2, 1949.

AN ACT AUTHORIZING THE CITY OF SALEM TO USE CERTAIN
LAND FOR PUBLIC SCHOOL ATHLETIC ACTIVITIES. *Chap. 42*

Be it enacted, etc., as follows:

SECTION 1. The city of Salem is hereby authorized to use the stadium and athletic field known as Bertram field, now under the control of its board of park commissioners and not required for park purposes, for public school athletic purposes. The land and stadium so used shall be under the same care and control as other school property.

SECTION 2. This act shall take effect when, after recommendation by the board of park commissioners of the city of Salem, it is accepted by the city council of said city, subject to the provisions of its charter, during the current year.

Approved March 2, 1949.

AN ACT TO AUTHORIZE THE TOWN OF WAREHAM TO BORROW
MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING
AND FURNISHING A SCHOOL BUILDING. *Chap. 43*

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Wareham may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate three hundred

thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, "Wareham School Loan, Act of 1949". Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take full effect upon its acceptance by the voters of the town of Wareham at an annual or special town meeting, but not otherwise.

Approved March 2, 1949.

Chap. 44 AN ACT RELATIVE TO THE TAKING EFFECT OF AN ACT GRANTING THE CONSENT OF THE COMMONWEALTH TO THE ACQUISITION BY THE UNITED STATES OF AMERICA OF CERTAIN LAND IN THE CITY OF LAWRENCE FOR USE AS A NAVAL RESERVE TRAINING STATION AND CEDING JURISDICTION OVER SUCH LAND.

Be it enacted, etc., as follows:

Section 3 of chapter 569 of the acts of 1946 is hereby amended by striking out, in line 5, the word "forty-six" and inserting in place thereof the word:—forty-nine,—so as to read as follows:—*Section 3.* This act shall take full effect upon its acceptance by a majority vote of the city council of said city of Lawrence and upon deposit in the office of the state secretary before December thirty-first, nineteen hundred and forty-nine, of a suitable plan of said parcel, but not otherwise.

Approved March 2, 1949.

Chap. 45 AN ACT PERMITTING THE LATE REGISTRATION OF VOTERS IN THE TOWN OF DEDHAM FOR THE ANNUAL TOWN MEETING TO BE HELD IN THE CURRENT YEAR.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section twenty-six of chapter fifty-one of the General Laws, the registrars of voters of the town of Dedham may register voters for the annual town meeting in the current year, up to and including February twenty-third, nineteen hundred and forty-nine, as advertised.

SECTION 2. All action taken by said registrars in registering voters for said town meeting prior to the passage of this act is hereby validated and confirmed, to the same extent as if section one of this act had been in effect at the time of such action.

SECTION 3. This act shall take effect upon its passage.

Approved March 4, 1949.

AN ACT VALIDATING THE LATE REGISTRATION OF VOTERS
IN THE TOWN OF STOUGHTON FOR THE ANNUAL TOWN
MEETING TO BE HELD IN THE CURRENT YEAR. *Chap. 46*

Be it enacted, etc., as follows:

SECTION 1. The registration of voters in the town of Stoughton for the annual town meeting in the current year, up to and including February twenty-third, nineteen hundred and forty-nine, as advertised, in so far as such registration was invalid by reason of failure to comply with the provisions of section twenty-six of chapter fifty-one of the General Laws, is hereby validated.

SECTION 2. This act shall take effect upon its passage.

Approved March 4, 1949.

AN ACT RELATIVE TO THE PERFORMANCE OF THE OFFICIAL
DUTIES OF THE RECORDER OF THE LAND COURT IN THE
EVENT OF HIS ABSENCE. *Chap. 47*

Be it enacted, etc., as follows:

Chapter 185 of the General Laws is hereby amended by striking out section 12, as most recently amended by chapter 29 of the acts of 1943, and inserting in place thereof the following section:— *Section 12.* The judge of the land court may appoint one or more examiners of title who shall be attorneys at law and he may also appoint a chief title examiner who shall perform all the duties of an examiner of title and such other duties in connection with the work of the court as the judge or an associate judge may assign. Any deputy recorder appointed under section six, who is designated for the purpose by the judge by a writing filed in the recorder's office, shall in case of absence, sickness or disability of the recorder, or if a vacancy exists in the office of the recorder, perform all of the official duties of the recorder. In case of the absence, sickness or disability of both the recorder and any deputy recorder designated to perform the official duties of the recorder, or of the recorder alone, if a vacancy exists in the position of the deputy recorder designated to perform the official duties of the recorder, the chief title examiner under the title of deputy recorder shall perform all of the official duties of the recorder.

G. L. (Ter.
Ed.), 185,
§ 12, etc.,
amended.

Certain persons to act
as recorder,
when.

Approved March 4, 1949.

AN ACT AUTHORIZING THE DESTRUCTION OF CANCELLED
OWNERS' DUPLICATE CERTIFICATES OF TITLE OF REGISTERED
LAND. *Chap. 48*

Be it enacted, etc., as follows:

Section 48 of chapter 185 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following paragraph:—

G. L. (Ter.
Ed.), 185,
§ 48, amended.

Destruction
of owners'
duplicate
certificates,
authorized.

The assistant recorders in the various registry districts are hereby authorized to destroy all owners' duplicate certificates of title upon the cancellation thereof.

Approved March 4, 1949.

Chap. 49 AN ACT RELATIVE TO THE EXPENDITURE OF MONEY BY THE COUNTY COMMISSIONERS OF THE COUNTY OF DUKES COUNTY FOR THE PURPOSE OF PROMOTING THE RECREATIONAL ADVANTAGES OF SAID COUNTY.

Be it enacted, etc., as follows:

SECTION 1. Chapter 134 of the acts of 1938 is hereby amended by striking out section 1 and inserting in place thereof the following section:— *Section 1.* The county commissioners of the county of Dukes county may, for the purpose of advertising the recreational advantages of said county and for operating information booths in said county, expend such sums, not exceeding ten thousand dollars in any one year, as may be appropriated therefor. In addition to expenditures for operating information booths, said commissioners shall expend such sums only for advertising in newspapers, magazines and the like, or for booklets, posters or other forms of advertising. In carrying out the provisions of this act, said commissioners may designate an agent or agents to act for them or to act jointly with them; provided, that all bills incurred shall be accompanied by proper vouchers and shall be paid by the county treasurer only on warrants approved by the county commissioners or a majority of them. Appropriations for the purposes of this act shall be included in the county tax, except that the town of Gosnold shall not be assessed for any part thereof in the assessment of the county tax.

SECTION 2. This act shall take full effect upon its acceptance during the current year by the county commissioners of said county, but not otherwise.

Approved March 4, 1949.

Chap. 50 AN ACT AUTHORIZING THE TRANSFER OF CERTAIN LAND ON MYRTLE STREET IN THE CITY OF BOSTON FROM THE SCHOOL DEPARTMENT TO THE PARK DEPARTMENT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The school committee of the city of Boston is hereby authorized to transfer to the board of park commissioners of said city the control and charge of any part or parts or the whole of the land on the southerly side of Myrtle street, between Joy street and Anderson street, in said city, held by said city for school purposes. Said transfer shall take effect upon acceptance thereof by vote of said board of park commissioners. Thereafter so much of said land as is transferred hereunder shall be under the control and charge of said board of park commissioners and shall be developed

and maintained as a public playground in accordance with the provisions of chapter forty-five of the General Laws.

SECTION 2. This act shall take full effect upon its acceptance during the current year by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved March 4, 1949.

AN ACT TO AUTHORIZE THE TOWN OF KINGSTON TO BORROW
MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING
AND FURNISHING A SCHOOL BUILDING. Chap. 51

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Kingston may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one hundred and seventy-five thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, "Kingston School Loan, Act of 1949". Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 8, 1949.

AN ACT AUTHORIZING THE TOWN OF HEATH TO BORROW
MONEY FOR SCHOOL PURPOSES. Chap. 52

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing an addition to a school building and originally equipping and furnishing the same, the town of Heath may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate ten thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, "Heath School Loan, Act of 1949". Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 8, 1949.

Chap. 53 AN ACT AUTHORIZING THE TOWN OF CHESHIRE TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing an addition to the present Cheshire school and originally equipping and furnishing said addition, the town of Cheshire may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Cheshire School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 8, 1949.

Chap. 54 AN ACT REQUIRING THE COPY OF THE PROCESS REQUIRED TO BE LEFT WITH THE COMMISSIONER OF CORPORATIONS AND TAXATION IN CONNECTION WITH THE SERVICE OF PROCESS UPON CERTAIN FOREIGN CORPORATIONS TO BE IN DUPLICATE.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 181, § 3, etc., amended.

Copy of process to be in duplicate.

Section 3 of chapter 181 of the General Laws, as most recently amended by section 1 of chapter 342 of the acts of 1946, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence:—Service of such process shall be made by leaving a copy of the process in duplicate with a fee of two dollars in the hands of the commissioner, or of his deputy or second deputy when acting under section six of chapter fourteen or in the office of the commissioner, and such service shall be sufficient service upon the corporation.

Approved March 8, 1949.

Chap. 55 AN ACT RELATIVE TO APPOINTMENTS TO THE REGULAR FIRE FORCE IN CITIES AND TOWNS IN WHICH THERE HAS BEEN ESTABLISHED A RESERVE FORCE OF FIREMEN.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 31, § 19A, etc., amended.

Appointment to regular fire force in certain cities.

Chapter 31 of the General Laws is hereby amended by striking out section 19A, as most recently amended by chapter 530 of the acts of 1943, and inserting in place thereof the following section:—*Section 19A.* In each city in which there has been established a reserve force of firemen in its fire department under the provisions of sections fifty-

nine B to fifty-nine D, inclusive, of chapter forty-eight, and in each city and town which has a reserve force of firemen under authority of special law, appointments to the regular force shall be made by the appointing authority upon certification by the director from the list of members of the reserve force of firemen, in accordance with the rules of the commission, except that the basis of certification shall be the order of appointment to the reserve force, or, if not ascertainable, the order of the respective ratings of such members obtained in the examination upon which the list of eligibles for appointment to such reserve force was based. No person who has passed his fiftieth birthday shall be appointed from such a reserve force to such a regular force. The provisions of this section shall not be deemed to prevent the appointment to the regular force of a city or town of a call fireman who, in the case of a city, has been a call member therein for more than five years prior to June fifteenth, nineteen hundred and forty-three, and, in the case of a town, has been a call member therein for more than five years prior to such appointment to the regular force.

Approved March 8, 1949.

AN ACT RELATIVE TO THE PUBLICATION OF PROCESS IN PROBATE PROCEEDINGS.

Chap. 56

Be it enacted, etc., as follows:

Section 3 of chapter 215 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following sentence:— Whenever service of any notice, citation, order or other process in any of the foregoing proceedings is ordered to be made by publication the names of the estates or parties to such proceedings shall be printed in bold type.

G. L. (Ter. Ed.), 215, § 3, amended.
Publication of process, regulated.

Approved March 8, 1949.

AN ACT TO AUTHORIZE THE TRUSTEES OF MOUNT HOLYOKE COLLEGE TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Chap. 57

Be it enacted, etc., as follows:

The Trustees of Mount Holyoke College are hereby authorized to hold real and personal estate in the manner and for the purposes set forth in its charter to an amount not exceeding twenty million dollars.

Approved March 8, 1949.

AN ACT AUTHORIZING THE WARE SAVINGS BANK TO ACQUIRE ADDITIONAL REAL ESTATE SUITABLE FOR A PARKING LOT OR FOR OTHER BANKING PURPOSES.

Chap. 58

Be it enacted, etc., as follows:

SECTION 1. The Ware Savings Bank, incorporated under the laws of the commonwealth, may, subject to the approval of the commissioner of banks, invest its deposits

to an amount not exceeding twenty thousand dollars in the purchase and preparation of a suitable site in the town of Ware for a parking lot to be used in the transaction of its business, or for other banking purposes.

SECTION 2. This act shall take effect upon its passage.

Approved March 11, 1949.

Chap. 59 AN ACT AUTHORIZING THE SUBMISSION TO THE VOTERS OF THE TOWN OF COHASSET OF THE QUESTION OF THE ACCEPTANCE OF CERTAIN PROVISIONS OF LAW REGULATING THE HOURS OF DUTY OF PERMANENT MEMBERS OF FIRE DEPARTMENTS.

Be it enacted, etc., as follows:

Notwithstanding any contrary provisions of section fifty-eight A of chapter forty-eight of the General Laws, the question of the acceptance of said section may be submitted for acceptance to the voters of the town of Cohasset at the next annual town meeting in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall section fifty-eight A of chapter forty-eight of the General Laws, providing for a seventy-hour week for permanent members of the fire departments, be accepted?" If a majority of the votes cast in answer to said question is in the affirmative, then said section fifty-eight A shall take effect in said town ninety days thereafter.

Approved March 11, 1949.

Chap. 60 AN ACT RELATIVE TO THE AUTHORITY OF THE AERONAUTICAL INSPECTORS OF THE MASSACHUSETTS AERONAUTICS COMMISSION.

Be it enacted, etc., as follows:

Section 40 of chapter 90 of the General Laws, as amended by section 1 of chapter 582 of the acts of 1946, is hereby further amended by adding at the end the following paragraph: —

Persons appointed as inspectors by the commission shall, with respect to the enforcement of laws relating to aeronautics, have and exercise throughout the commonwealth all the powers of constables, except the service of civil process, and of police officers, including the power to arrest any person who, in the presence of the inspector making the arrest, commits a breach of the peace which violates any provision of the aviation law as contained in this chapter or the rules and regulations established by the commission; provided, that such violation shall have been committed in the presence of the inspector making the arrest and constitutes a breach of the peace; and they may serve all process issued by the courts with respect to the enforcement of such laws.

Approved March 11, 1949.

G. L. (Ter. Ed.), 90, § 40, etc., amended.

Aeronautical inspectors, authority of, etc.

AN ACT RELATIVE TO POWERS OF THE SUPERIOR COURT IN
WORKMEN'S COMPENSATION CASES. *Chap. 61*

Be it enacted, etc., as follows:

Section 11 of chapter 152 of the General Laws, as amended, is hereby further amended by adding at the end the following paragraph: —

G. L. (Ter.
Ed.), 152,
§ 11, etc.,
amended.

In the event of a decree of the superior court the court may, on motion of either party, by a brief statement of facts agreeable to the parties, report questions of law raised by the decree to the supreme judicial court for determination.

Superior court
may report
questions of
law, etc.

Approved March 11, 1949.

AN ACT RELATIVE TO THE SUPERVISION BY THE COMMISSIONER
OF BANKS OF THE COLLATERAL LOAN COMPANY, FORMERLY
THE PAWNERS' BANK. *Chap. 62*

Be it enacted, etc., as follows:

SECTION 1. Section 13 of chapter 173 of the acts of 1859 is hereby amended by striking out, in line 2, the words "bank commissioners" and inserting in place thereof the words: — commissioner of banks, — so as to read as follows: — *Section 13.* The president and directors of said bank shall annually report to the commissioner of banks, full and accurate statistics of the operations and condition of said bank, in the month of October in each year.

SECTION 2. Chapter 170 of the acts of 1888 is hereby amended by striking out section 1 and inserting in place thereof the following: — *Section 1.* The commissioner of banks shall have access to the vaults, books and papers of the Collateral Loan Company, and it shall be his duty to inspect, examine and inquire into its affairs, and to take proceedings in regard to them in the same manner and to the same extent as if this corporation was a savings bank, subject to all the laws which are now or hereafter may be in force relating to such institutions in this regard. The returns required to be made to the commissioner of banks shall be in the form of a trial balance of its books, and shall specify the different kinds of its liabilities and the different kinds of its assets, stating the amounts of each kind, in accordance with a blank form to be furnished by said commissioner; and these returns shall be published in a newspaper of the city of Boston, at the expense of said corporation, at such times and in such manner as may be directed by said commissioner, and in the annual report of said commissioner: provided, however, that said commissioner may cause any examination to be made by an expert under his direction, but at the expense of the corporation.

Approved March 14, 1949.

Chap. 63 AN ACT RELATIVE TO THE REMOVAL OF TRUSTEES OF SAVINGS BANKS FOR DISREGARD OF THEIR DUTIES TO SUCH CORPORATION.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 168,
§ 23, amended.

Removal of
trustees of
savings banks
for disregard
of duties.

Section 23 of chapter 168 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — If a trustee fails both to attend the regular meetings of the board and to perform any of the duties devolving upon him as such trustee for six consecutive months, his office may be declared by the board at the next regular meeting to be vacant, and upon his failure both to attend meetings and to perform such duties for twelve consecutive months, his office shall be declared by the board at the next regular meeting to be vacant, — so that said section will read as follows: — *Section 23.* If a trustee fails both to attend the regular meetings of the board and to perform any of the duties devolving upon him as such trustee for six consecutive months, his office may be declared by the board at the next regular meeting to be vacant, and upon his failure both to attend meetings and to perform such duties for twelve consecutive months, his office shall be declared by the board at the next regular meeting to be vacant. A record of such vacancy shall be entered upon the books of the corporation, and a transcript of such record shall be sent by mail to the person whose office is thus made vacant. The office of any trustee who takes the benefit of any law of bankruptcy or insolvency, or who on examination on supplementary process has been found unable to pay a judgment, shall thereby be vacated. The commissioner may recommend the removal of any trustee, officer or employee who in his opinion has abused his trust, or has been negligent in the performance of his duties, and upon such recommendation the trustees may remove or discharge such trustee, officer or employee. The trustees shall act upon such recommendation within thirty days after receiving the same.

Approved March 14, 1949.

Chap. 64 AN ACT RELATIVE TO CERTAIN DEPOSITS WITH OTHERS THAN BANKS FOR THE PURPOSE OF BEING TRANSMITTED TO FOREIGN COUNTRIES.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 169,
§ 1, amended.

SECTION 1. Section 1 of chapter 169 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in lines 4 to 7, inclusive, the words "in such sums that the average of the separate deposits so received during any twelve successive months, or during such period, if less than twelve months, that such person has been engaged in such business, is less than five hundred

dollars," — so as to read as follows: — *Section 1.* This chapter shall apply to all persons who engage or are financially interested in the business of receiving deposits of money, for the purpose of transmitting the same or equivalents thereof to foreign countries, except duly incorporated banks and trust companies, express companies having contracts with railroad or steamship companies for the operation of an express service upon the lines of such companies, or express companies doing an international express business, or transatlantic steamship companies or telegraph companies.

Application of chapter.

SECTION 2. Section 3 of said chapter 169, as so appearing, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — In case of the revocation or surrender of, or failure to renew, a license, the money and securities and the bond, if there be one, shall continue to be held by the state treasurer for a period of one year from the date of such revocation, surrender or failure to renew and until the expiration of sixty days after final judgment in any action or suit commenced prior to the end of said period, unless otherwise directed by the order or judgment of a court of competent jurisdiction.

G. L. (Ter. Ed.), 169, § 3, amended.

Revocation, surrender, etc., of license.

SECTION 3. Section 6 of said chapter 169, as so appearing, is hereby amended by striking out, in line 1, the words "any business" and inserting in place thereof the words: — the business of receiving deposits of money, for the purpose of transmitting the same or equivalents thereof to foreign countries, as, — so as to read as follows: — *Section 6.* Any person transacting the business of receiving deposits of money, for the purpose of transmitting the same or equivalents thereof to foreign countries, as described in section one shall be subject to the supervision of the commissioner, and shall annually, within thirty days after the last business day in October, and at such other times as he may specify, make to him in such form as he may prescribe a return signed and sworn to by such officers or persons as he may designate, showing accurately the condition thereof at the close of business on said last business day of October or such other day as he may specify.

G. L. (Ter. Ed.), 169, § 6, amended.

Supervision of commissioner.

Returns.

SECTION 4. Section 7 of said chapter 169, as so appearing, is hereby amended by striking out, in line 3, the words "and investments thereof", — so as to read as follows: — *Section 7.* The books and accounts of every such person shall be kept and audited in such manner and form, and the persons charged with the custody of the funds shall give a bond in such manner and amount and to such person as the commissioner may prescribe.

G. L. (Ter. Ed.), 169, § 7, amended.
Books and accounts.

Bond by custodian of deposits.

SECTION 5. Said chapter 169 is hereby further amended by striking out section 8, as so appearing, and inserting in place thereof the following section: — *Section 8.* The commissioner may, whenever he deems it necessary or expedient, examine or cause to be examined the affairs and transactions of any such person, to ascertain his ability to properly transact said business and whether he has complied with all laws applicable thereto.

G. L. (Ter. Ed.), 169, § 8, amended.

Examination by commissioner.

Approved March 14, 1949.

Chap. 65 AN ACT PROVIDING FOR PARTY NOMINATIONS FOR ELECTIVE MUNICIPAL OFFICERS IN THE CITY OF FITCHBURG.

Be it enacted, etc., as follows:

SECTION 1. So much of section sixteen of chapter forty-three of the General Laws as provides that no primary or caucus for municipal officers shall be held in cities governed under a standard form of city charter provided for in said chapter forty-three shall not apply in the city of Fitchburg.

SECTION 2. Nominations of candidates for municipal elective office in said city shall be made by nomination papers as provided in section six of chapter fifty-three of the General Laws and by political parties in primaries held in accordance with sections twenty-three to forty A and fifty-seven to sixty-four, all inclusive, of said chapter fifty-three.

SECTION 3. The provisions of section fifty-three A of said chapter fifty-three relative to filing objections to nominations at state primaries and to the withdrawal of names from nomination shall apply in the case of nominations at city primaries in said city except that such objections or withdrawals shall be filed with the city clerk.

SECTION 4. The provisions of law relative to the signing of nomination papers of candidates for state office, and to the identification and certification of names thereon and submission to the registrars therefor, shall apply, so far as apt, to the signing of petitions under this act and to the identification and certification of such names.

SECTION 5. This act shall be submitted to the registered voters of the city of Fitchburg at the municipal election to be held in the current year in the form of the following question, which shall be placed on the official ballot to be used at said election: — "Shall an act passed by the general court in the current year, entitled 'An Act providing for party nominations for elective municipal officers in the city of Fitchburg', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved March 14, 1949.

Chap. 66 AN ACT EXTENDING THE TIME WITHIN WHICH THE TOWN OF HINGHAM MAY BORROW MONEY FOR SCHOOL PURPOSES AND INCREASING THE AMOUNT WHICH MAY BE SO BORROWED.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 10 of the acts of 1945, as amended by section 1 of chapter 14 of the acts of 1946, is hereby further amended by striking out, in line 5, the word "five" and inserting in place thereof the word: — nine, — and by striking out, in line 7, the words "five hundred thousand" and inserting in place thereof the words: — two million, — so as to read as follows: — *Section 1.* For the purposes of acquiring land for and constructing one or more

school buildings, or constructing additions to existing school buildings, and of originally equipping and furnishing the same, the town of Hingham may borrow from time to time, within a period of nine years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, two million dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Hingham School Building Loan, Act of 1945. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. Action taken under authority of this act at the annual or any special meeting of the town of Hingham held in the current year shall be as effective in all respects as though this act had been in full force and effect on the date when the warrant for such meeting was posted.

SECTION 3. This act shall take effect upon its passage.

Approved March 17, 1949.

AN ACT RELATIVE TO THE CHANGING OF PRECINCT LINES IN WARDS TWO, THREE AND FIVE IN THE CITY OF FITCHBURG.

Chap. 67

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to facilitate the provisions for voting at the municipal election to be held in the city of Fitchburg in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section two of chapter fifty-four of the General Laws, as amended, the precinct lines of wards two, three and five in the city of Fitchburg, established by vote of the city council on December twenty-first, nineteen hundred and forty-eight shall be effective as of March first, nineteen hundred and forty-nine.

Approved March 21, 1949.

AN ACT AUTHORIZING THE TOWN OF BERNARDSTON TO BORROW MONEY FOR SCHOOL PURPOSES.

Chap. 68

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a consolidated school building, the town of Bernardston may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one hundred thousand dollars, and may

issue bonds or notes of the town therefor, which shall bear on their face the words, "Bernardston School Loan, Act of 1949". Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, and shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 21, 1949.

Chap. 69 AN ACT AUTHORIZING THE TOWN OF BARRE TO BORROW
MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of acquiring land for and constructing and originally equipping and furnishing a school building, the town of Barre may borrow, from time to time, within a period of five years from the passage of this act, such sums of money as may be necessary, not exceeding, in the aggregate, two hundred and thirty thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Barre School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 21, 1949.

Chap. 70 AN ACT RELATIVE TO APPROPRIATIONS FOR SCHOOL PURPOSES IN THE CITY OF LYNN.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 178 of the acts of 1909 is hereby amended by striking out the paragraph inserted by section 1 of chapter 154 of the acts of 1937, as most recently amended by section 1 of chapter 230 of the acts of 1947, and inserting in place thereof the following paragraph:—

Notwithstanding the foregoing provisions of this section, if in the opinion of the school committee amounts in excess of the aggregate amount which would be available under such provisions are necessary for the above named purposes for any financial year, the school committee, by vote of a majority of all its members taken by yeas and nays, subject to the approval of the mayor, may increase appropriations for said purposes for such

financial year, but the total amount available for said purposes from all sources, including taxation, balances of appropriations and miscellaneous receipts and amounts to be received from other state aid for school purposes shall not exceed the sum of three million dollars.

SECTION 2. Appropriations for the city of Lynn for the current year may be made under section one of said chapter one hundred and seventy-eight, as most recently amended by section one of this act and as affected by section thirty of chapter forty-four of the General Laws at any time before the fixing of the tax rate for said city for the current year, notwithstanding any provision therein contained.

SECTION 3. This act shall take effect upon its passage.

Approved March 21, 1949.

AN ACT TO AUTHORIZE THE TOWN OF FALMOUTH TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING A JUNIOR-SENIOR HIGH SCHOOL BUILDING AND FOR THE EQUIPPING AND FURNISHING OF SAID BUILDING.

Chap. 71

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a junior-senior high school building, the town of Falmouth may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate three hundred thousand dollars, and may issue bonds or notes of the town therefor, which shall bear on their face the words, Falmouth School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to the provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 21, 1949.

AN ACT AUTHORIZING THE TOWN OF MANCHESTER TO BORROW MONEY FOR SCHOOL PURPOSES.

Chap. 72

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing a school building, and of originally equipping and furnishing the same, the town of Manchester may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, six hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Manchester School Building Loan, Act

of 1949. Each authorized issue shall constitute a separate loan, and such loan shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 21, 1949.

Chap. 73 AN ACT AUTHORIZING THE TRANSFER OF CERTAIN LAND ON UNION STREET IN THE BRIGHTON DISTRICT OF THE CITY OF BOSTON FROM THE SCHOOL DEPARTMENT TO THE PARK DEPARTMENT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The school committee of the city of Boston is hereby authorized to transfer to the board of park commissioners of said city control and charge of any part or parts or the whole of the land on the southerly side of Union street in the Brighton district of said city, held by said city for school purposes. Said transfer shall take effect upon acceptance thereof by vote of said board of park commissioners. Thereafter so much of said land as is transferred hereunder shall be under the control and charge of said board of park commissioners and shall be developed and maintained as a public playground in accordance with the provisions of chapter forty-five of the General Laws.

SECTION 2. This act shall take full effect upon its acceptance during the current year by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved March 21, 1949.

Chap. 74 AN ACT TO AUTHORIZE THE TOWN OF WEST BROOKFIELD TO BORROW MONEY FOR THE CONSTRUCTION OF SCHOOL BUILDINGS.

Be it enacted, etc., as follows:

For the purpose of acquiring land and constructing and originally equipping and furnishing an elementary school building and a high school building, the town of West Brookfield may borrow, from time to time, over a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one hundred and twenty-two thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, West Brookfield School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as herein

provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

Approved March 21, 1949.

AN ACT RELATIVE TO THE OBSERVANCE EACH YEAR OF UNITED NATIONS DAY. Chap. 75

Be it enacted, etc., as follows:

Chapter 6 of the General Laws is hereby amended by inserting after section 12M, inserted by chapter 561 of the acts of 1947, the following section:— *Section 12N.* The governor shall annually issue a proclamation calling for a proper observance of October twenty-fourth as United Nations Day, in commemoration of the taking effect of the United Nations' Charter on October twenty-fourth, nineteen hundred and forty-five.

G. L. (Ter. Ed.), 6, new § 12N, added. Observance of United Nations Day.

Approved March 21, 1949.

AN ACT RELATIVE TO THE INTEREST OF A HUSBAND OR WIFE IN THE PROPERTY OF THE OTHER SPOUSE AFTER DIVORCE. Chap. 76

Be it enacted, etc., as follows:

SECTION 1. Section 26 of chapter 208 of the General Laws, as appearing in the Tercentenary Edition, is hereby repealed.

G. L. (Ter. Ed.), 208, § 26, repealed.

SECTION 2. Said chapter 208 is hereby further amended by striking out section 27, as so appearing, and inserting in place thereof the following section:— *Section 27.* After a divorce, a husband or wife shall not be entitled to curtesy or dower in the land of the other spouse.

G. L. (Ter. Ed.), 208, § 27, amended. No curtesy or dower after divorce.

Approved March 21, 1949.

AN ACT RELATIVE TO THE RESPONSE OF FIRE DEPARTMENTS TO CALLS FOR AID FROM MUNICIPALITIES IN STATES ADJOINING THIS COMMONWEALTH. Chap. 77

Be it enacted, etc., as follows:

Section 59A of chapter 48 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "district", in lines 4 and 5, the words:— in this commonwealth or in any adjoining state, — and by inserting after the word "district", in line 13, the words:— in this commonwealth, — so as to read as follows:— *Section 59A.* Cities, towns and fire districts may, by ordinance or by-law, or by vote of the board of aldermen, selectmen or of the prudential committee or board exercising similar powers, authorize their respective fire departments to go to aid another city, town or fire district in this commonwealth or in any adjoining state in extinguishing fires therein, and while in the performance of their

G. L. (Ter. Ed.), 48, § 59A, amended.

Response of fire departments to calls for aid from other cities, etc.

duties in extending such aid the members of such departments shall have the same immunities and privileges as if performing the same within their respective cities, towns or districts. Any such ordinance, by-law or vote may authorize the head of the fire department to extend such aid, subject to such conditions and restrictions as may be prescribed therein. The words "fire departments" as used in this section shall mean lawfully organized fire fighting forces, however constituted.

Any city, town or district in this commonwealth aided under and in accordance with this section may compensate any city, town or district rendering aid as aforesaid for the whole or any part of any damage to its property sustained in the course of rendering the same and may reimburse it in whole or in part for any payments lawfully made to any member of its fire department or to his widow or other dependents on account of injuries or death suffered by him in the course of rendering aid as aforesaid or of death resulting from such injuries.

Approved March 22, 1949.

Chap. 78 AN ACT AUTHORIZING THE TOWN OF BRAINTREE TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing and originally equipping and furnishing a school building, the town of Braintree may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, three hundred thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, "Braintree School Loan, Act of 1949". Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. Action taken under this act at the annual town meeting held in the current year shall be as effective as though this act had been in full force and effect at the time the warrant for said meeting was posted.

Approved March 28, 1949.

Chap. 79 AN ACT FURTHER EXTENDING THE OPPORTUNITY TO CITIES AND TOWNS TO BORROW UNDER THE ACT CREATING THE EMERGENCY FINANCE BOARD.

Emergency
preamble.

Whereas, The provisions of law sought to be extended by this act would, but for this act, shortly cease to be effective, but the circumstances and conditions which made advisable

their enactment still continue and it is accordingly desirable that said provisions continue in effect without interruption; therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Chapter 49 of the acts of 1933 is hereby amended by striking out section 2, as most recently amended by section 1 of chapter 206 of the acts of 1947, and inserting in place thereof the following section:— *Section 2.* The treasurer of any city or town, if authorized by a two thirds vote, as defined by section one of chapter forty-four of the General Laws, and with the approval of the mayor or the selectmen, may, on behalf of such city or town, petition the board to approve of its borrowing money from the commonwealth for ordinary maintenance expenses and revenue loans, and the board may, if in its judgment the financial affairs of such city or town warrant, grant its approval to the borrowing as aforesaid of specified sums not at any time exceeding, in the aggregate, the total amount represented by tax titles taken or purchased by such city or town and held by it; provided, that such borrowing is made at any time or times prior to July first, nineteen hundred and fifty-one. In case of such approval, the treasurer of such city or town shall, without further vote, issue notes, with interest at such rate as may be fixed by the treasurer with the approval of the board, in the amount approved by the board, for purposes of sale to the commonwealth only, and said notes, upon their tender to the state treasurer, shall forthwith be purchased by the commonwealth at the face value thereof. Such notes shall be payable in not more than one year, and may be renewed from time to time, if authorized by the board, but no renewal note shall be for a period of more than one year, and the maturity of any loan or renewal shall not be later than July first, nineteen hundred and fifty-two. Such notes shall be general obligations of the city or town issuing the same, notwithstanding the foregoing provisions. Indebtedness incurred by a city or town under authority of this act shall be outside its limit of indebtedness as fixed by chapter forty-four of the General Laws. The excess, if any, of the amount of interest payments received by the commonwealth on account of notes issued by cities and towns hereunder over the cost to the commonwealth for interest on money borrowed under section five, expenses of the board, including compensation paid to its appointive members, and expenses of administration of the funds provided by sections three and five shall be distributed to such cities and towns in November, nineteen hundred and fifty-three, or earlier at the discretion of the board, in the proportion which the aggregate amounts payable by them on account of interest on such notes bear to the total amounts so payable by all cities and towns hereunder.

SECTION 2. Said chapter 49 is hereby further amended by striking out section 5, as most recently amended by section 2 of said chapter 206, and inserting in place thereof the following section:— *Section 5.* The state treasurer, with the approval of the governor and council, may borrow from time to time, on the credit of the commonwealth, such sums as may be necessary to provide funds for loans to municipalities as aforesaid, and may issue and renew notes of the commonwealth therefor, bearing interest payable at such times and at such rate as shall be fixed by the state treasurer, with the approval of the governor and council; provided, that the total indebtedness of the commonwealth under this section, outstanding at any one time, shall not exceed ten million dollars. Such notes shall be issued for such maximum term of years as the governor may recommend to the general court in accordance with section 3 of Article LXII of the amendments to the constitution of the commonwealth, but such notes, whether original or renewal, shall be payable not later than June thirtieth, nineteen hundred and fifty-four. All notes issued under this section shall be signed by the state treasurer, approved by the governor and countersigned by the comptroller. *Approved March 28, 1949.*

Chap. 80 AN ACT PROVIDING A PENALTY FOR VIOLATIONS OF THE LAW REGULATING THE MAKING OF CERTAIN EXCAVATIONS IN THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 204 of the acts of 1945 is hereby amended by inserting at the end the following paragraph:—

Whoever violates any provision of this act or any of the conditions of a permit issued thereunder, or whoever makes or permits to be made, or suffers to exist, an excavation in violation of any provision of this act or of said conditions, shall be punished by a fine of not more than five hundred dollars. Each day during any portion of which such violation is allowed to continue shall be considered a separate offence.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

Chap. 81 AN ACT AUTHORIZING THE TOWN OF PLYMOUTH TO APPROPRIATE MONEY TO PROVIDE FACILITIES FOR HOLDING IN SAID TOWN DURING THE YEAR NINETEEN HUNDRED AND FIFTY THE STATE CONVENTION OF THE UNITED SPANISH WAR VETERANS.

Be it enacted, etc., as follows:

SECTION 1. The town of Plymouth may appropriate a sum, not exceeding twenty-five hundred dollars, for the purpose of providing proper facilities for public entertainment at the time of the state convention of the United Spanish War Veterans, to be held in said town during the year nineteen hundred and fifty, and of paying expenses

incidental to such entertainment. Money so appropriated shall be expended under the direction of the selectmen of said town.

SECTION 2. This act shall take effect upon its passage.
Approved March 28, 1949.

AN ACT RELATIVE TO SEWER ASSESSMENTS IN THE TOWN OF AYER. *Chap. 82*

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 397 of the acts of 1948 is hereby amended by striking out, in line 1, the words "six months" and inserting in place thereof the words:— one year, — so as to read as follows:— *Section 1.* Within one year after the passage of this act, the town of Ayer may by vote determine by which of the methods referred to or authorized by the provisions of section seven of chapter two hundred and fifty-five of the acts of nineteen hundred and forty-one the remaining portion of the cost of the system or systems of main drains and common sewers authorized to be constructed or constructed in accordance with the provisions of said chapter two hundred and fifty-five, as amended by chapter two hundred of the acts of nineteen hundred and forty-five, shall be provided for, and the sewer commissioners of said town may determine the value of the benefit or advantage to every parcel of real estate in the town, beyond the general advantage to all real estate therein, from the construction heretofore of any sewer, drain or system of sewage disposal or extension of any existing sewer or drain or from the doing of any other work authorized by the provisions of said chapter two hundred and fifty-five, or any act in amendment thereof or in addition thereto, shall cause to be recorded in the registry of deeds of the district in which said town is situated a statement of their action with reference to such construction, which shall specify the public ways in which such sewer or drain is located, and may assess on every such parcel a proportionate share of such part, not exceeding three fourths, as said commissioners shall deem just, of the expenses incurred by the town for the improvements aforesaid; provided, that no assessment on any parcel of real estate shall exceed the value of such special benefit to that parcel, and provided further, that if any real estate determined to be specially benefited as aforesaid has been alienated between the date of such construction and the date of passage of this act, said town shall assume the assessments thereon. Every assessment made hereunder upon any such parcel, except one assumed by the town as aforesaid, shall constitute a lien on such parcel from the date of recording of the statement aforesaid. Except as herein otherwise provided, the provisions of general law shall apply to such assessments.

SECTION 2. This act shall take effect upon its passage.
Approved March 28, 1949.

Chap. 83 AN ACT EXTENDING THE TIME WITHIN WHICH THE TOWN OF LEVERETT MAY BORROW MONEY FOR SCHOOL PURPOSES AND INCREASING THE AMOUNT WHICH MAY BE SO BORROWED.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 152 of the acts of 1947 is hereby amended by striking out, in line 4, the word "five" and inserting in place thereof the word:— seven, — and by striking out, in line 6, the word "sixteen" and inserting in place thereof the words:— one hundred and thirty, — so as to read as follows:— *Section 1.* For the purposes of constructing a consolidated school building and originally equipping and furnishing the same, the town of Leverett may borrow from time to time, within a period of seven years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one hundred and thirty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Leverett Consolidated School Loan Act of 1947. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

Chap. 84 AN ACT RELATIVE TO THE BOARD OF LICENSE COMMISSIONERS IN THE CITY OF CAMBRIDGE.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 83 of the Special Acts of 1919, as amended by chapter 95 of the acts of 1922, is hereby further amended by striking out the second paragraph and inserting in place thereof the following paragraph:—

The authority now or hereafter vested by law in cities or towns, or in the city of Cambridge or any official thereof, to grant, issue, record, suspend or revoke any of the licenses hereinafter mentioned, shall upon its organization be exercised in said city by said board exclusively, except that nothing herein contained shall affect the authority of the state fire marshal in respect to the performance of his duties. The appointive member of the board shall be chairman thereof and shall receive such compensation as the city council shall determine.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

AN ACT RELATING TO THE SYSTEM OF SEWERAGE IN THE TOWN OF ROCKLAND AND INCREASING THE AMOUNT THAT SAID TOWN MAY BORROW FOR THE PURPOSE OF CONSTRUCTING A SYSTEM OF SEWERAGE AND SEWAGE DISPOSAL. Chap. 85

Be it enacted, etc., as follows:

SECTION 1. Chapter 338 of the acts of 1913 is hereby amended by striking out section 6 and inserting in place thereof the following: — *Section 6.* The town of Rockland shall by vote determine what proportion of the cost of said system or systems of sewerage and sewage disposal the town shall pay: *provided*, that it shall pay not less than one third nor more than two thirds of the whole cost. In providing for the payment of the remaining portion of the cost and for the maintenance and repair of said system or systems the town may avail itself of any or all of the methods permitted by general laws, and at the same meeting at which it determines the proportion of the cost which is to be borne by the town, it may by its vote determine by which of the methods permitted by general laws the remaining portion of said cost shall be provided for. In case it determines that such remaining portion of said cost is to be provided for, wholly or in part, by assessments upon the owners of estates situated within the territory embraced by said system or systems and benefited thereby, then the owners of such estates shall be assessed by said board of sewer commissioners their proportional parts, respectively, of such portion of said cost as said town shall have determined is to be provided for by assessment, but no estate shall be deemed to be benefited until a sewer is constructed into which it can be drained. For the purpose of fixing the amounts of such assessments the said board shall determine the value of the special benefit to each of said estates, respectively, from the said system or systems of sewers, taking into account all the circumstances of the case; and the proportionate part to be paid by the owners of said estates, respectively, shall be based upon the amount of the special benefit to each estate, determined as aforesaid; and every such owner shall, within three months after written notice of such assessment, served on him or on the occupant of his estate, or sent by mail to the last address of such owner known to the board of sewer commissioners, pay the sum so assessed to the collector of taxes of said town: *provided*, that said board shall, on the written request of any such owner made within the said three months, apportion such assessment into ten equal parts or assessments; and the board shall certify such apportionment to the assessors of the town, and one of said parts or instalments, with interest from the date of the apportionment at four per cent per annum, shall be added by the assessors to the annual tax on such estate for each year next ensuing, until all the said parts have so been added, unless sooner paid as hereinafter provided; and *provided, further*, that nothing

herein contained shall be construed to prevent the payment at any time in one payment, notwithstanding its prior apportionment, of any balance of said assessments then remaining unpaid, but interest on such balance at the rate of four per cent per annum shall be paid to the date of such payment, and thereupon the collector of taxes of said town shall receive the same and shall certify such payment or payments to the assessors, who shall preserve a record thereof. In case of corner lots abutting on more than one sewered street the same area shall not be assessed more than once.

SECTION 2. Said chapter 338 is hereby further amended by striking out section 9 and inserting in place thereof the following section: — *Section 9.* The town of Rockland, for the purpose of paying the necessary expenses and liabilities incurred under this act, may incur indebtedness to an amount not exceeding five hundred thousand dollars, and may issue from time to time therefor bonds or notes; and the debt and loan authorized by this act and the bonds or notes issued therefor shall not be reckoned in determining the statutory limit of indebtedness of the town. Such bonds or notes shall bear on their face the words, Rockland Sewerage Loan, Acts of 1913 and 1949, shall be payable within periods not exceeding thirty years from the respective dates of issue, shall bear interest, payable semi-annually, at a rate not exceeding four per cent per annum, and shall be signed by the treasurer of the town and countersigned by a majority of the selectmen. The town may from time to time sell such securities, or any part thereof, at public or private sale, but they shall not be sold for less than their par value. The proceeds shall be retained in the treasury, and the treasurer shall, upon the order of the board of sewer commissioners, pay therefrom the expenses incurred for the purposes aforesaid.

SECTION 3. This act shall take effect upon its passage.

Approved March 28, 1949.

Chap. 86 AN ACT AUTHORIZING THE SUBMISSION TO THE VOTERS OF THE TOWN OF ROCKPORT AT A SPECIAL ELECTION OF A CERTAIN QUESTION PERTAINING TO HIGH SCHOOL EDUCATION.

Be it enacted, etc., as follows:

SECTION 1. At a special election in the town of Rockport, which the selectmen thereof are hereby authorized and directed to call, there shall be submitted to the voters thereof, in connection with articles one and two of the warrant for the special town meeting of March seventh in the current year, the following question which shall be printed upon the official ballot to be used at said election: — "Shall the town request the school committee to send the high school students of the town to the Gloucester High School for their high school education?" Said election shall be conducted in the manner provided by general law for the conduct of annual meetings for the election of town officers, in so far

as applicable to said town. If a majority of the voters of said town present and voting at said special election vote in the affirmative upon said question, it shall be deemed and taken to be the vote of the town whereby its school committee is requested to send the high school students of the town to the Gloucester High School for their high school education.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

AN ACT RELATIVE TO FURTHER STAY OF JUDGMENT AND EXECUTION IN ACTIONS OF SUMMARY PROCESS. Chap. 87

Whereas, The deferred operation of this act would tend in part to defeat its purpose, which is to provide the courts with further discretionary authority to prevent serious hardships in eviction cases arising out of the present severe housing shortage, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health and convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Section 2 of chapter 43 of the acts of 1946, as most recently amended by section 2 of chapter 2 of the acts of 1948, is hereby further amended by striking out, in line 3, the word "forty-nine" and inserting in place thereof the word:— fifty,— so as to read as follows:— *Section 2.* This act shall become inoperative on March thirty-first, nineteen hundred and fifty.

Approved March 28, 1949.

AN ACT RELATIVE TO THE METHOD OF ASSESSING THE AMOUNT WHICH THE COMMONWEALTH IS CALLED UPON TO PAY THE METROPOLITAN TRANSIT AUTHORITY ON ACCOUNT OF A DEFICIENCY AS OF THE LAST DAY OF DECEMBER, NINETEEN HUNDRED AND FORTY-EIGHT. Chap. 88

Be it enacted, etc., as follows:

SECTION 1. Section 13 of chapter 544 of the acts of 1947, as amended by chapter 344 of the acts of 1948, is hereby further amended by adding at the end of the sixth paragraph, as so amended, the following:— ; and provided further, that any amount which the commonwealth is called upon to pay the authority on account of a deficiency as of the last day of December, nineteen hundred and forty-eight, with interest and other charges incurred in borrowing the money for the purpose, shall be assessed upon the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the amounts paid under the last preceding assessment under section fourteen of chapter one hundred and fifty-nine of the Special Acts of nineteen hundred and eighteen, — so that said paragraph will read as follows:—

In case the commonwealth shall be called upon to pay the authority any amount under this section, such amount, with interest or other charges incurred in borrowing the money for the purpose, shall be assessed upon the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the number of persons in said cities and towns using the service of the authority at the time of said payment, said proportion to be determined and reported to the state treasurer by the trustees from computations made in their discretion for the purpose; provided, that if the commonwealth is called upon to pay the authority an amount of less than seven hundred and fifty thousand dollars on account of a deficiency as of the last day of December, nineteen hundred and forty-seven, such amount, with interest and other charges incurred in borrowing the money for the purpose, shall be assessed upon the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the amounts paid under the last preceding assessment under section fourteen of chapter one hundred and fifty-nine of the Special Acts of nineteen hundred and eighteen; and provided further, that any amount which the commonwealth is called upon to pay the authority on account of a deficiency as of the last day of December, nineteen hundred and forty-eight, with interest and other charges incurred in borrowing the money for the purpose, shall be assessed upon the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the amounts paid under the last preceding assessment under section fourteen of chapter one hundred and fifty-nine of the Special Acts of nineteen hundred and eighteen.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

Chap. 89 AN ACT AUTHORIZING THE CITY OF WALTHAM TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING SEWERS, PUBLIC BUILDINGS AND BRIDGES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes authorized by clauses (1), (3) and (4) of section seven of chapter forty-four of the General Laws, the city of Waltham may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one million two hundred and fifty thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, "Waltham Capital Improvements Loan, Act of 1949." Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred

under this act shall be outside the statutory limit and shall, except as herein provided, be subject to the provisions of chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof, which shall be applicable to each of the clauses (1), (3) and (4) separately.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

AN ACT AUTHORIZING CITIES AND TOWNS TO BORROW ON
ACCOUNT OF PUBLIC WELFARE AND VETERANS' BENEFITS.

Chap. 90

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make immediately operative, in view of the existing financial emergency in certain cities and towns, the provisions of this act authorizing cities and towns to borrow certain sums during the current year and the next succeeding year on account of expenses for public welfare and for aid to veterans, therefore this act is hereby declared to be an emergency law, necessary for the preservation of the public convenience.

*Emergency
preamble.*

Be it enacted, etc., as follows:

SECTION 1. Subject to the provisions of this act, any city or town, by a two thirds vote as defined in section one of chapter forty-four of the General Laws, and with the approval of the mayor or selectmen and of the emergency finance board established under section one of chapter forty-nine of the acts of nineteen hundred and thirty-three, may borrow in each of the years nineteen hundred and forty-nine and nineteen hundred and fifty, inside its limit of indebtedness as prescribed by section ten of said chapter forty-four, for use only for meeting appropriations made or to be made for public welfare, including in such term old age assistance and aid to dependent children, and for veterans' benefits to an amount not more than one half of one per cent of the average of the assessors' valuation of its taxable property for the three preceding years, such valuation to be reduced and otherwise determined as provided in said section ten of said chapter forty-four, and may issue bonds or notes therefor, which shall bear on their face the words (name of city or town) Municipal Relief Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than five years from their dates, as said board shall fix, and, except as herein provided, shall be subject to said chapter forty-four, exclusive of the limitation contained in the first paragraph of section seven thereof.

Loans may be issued hereunder in the year nineteen hundred and forty-nine or nineteen hundred and fifty, as the case may be, only by a city or town which in such year has appropriated to be raised by taxation, or appropriated from available funds for the purposes enumerated in the preceding paragraph, an amount not less than the aggregate of its

expenditures made in the year preceding the year of issue for old age assistance and aid to dependent children to be met otherwise than from the proceeds of federal grants, and of its expenditures made in said preceding year for veterans' benefits, together with an amount equal to not less than seventy-five per cent of its expenditures made in said preceding year for all public welfare purposes other than old age assistance, aid to dependent children and veterans' benefits, all as determined by the board.

If a loan under authority of this act has been approved by said board during the year nineteen hundred and forty-nine or nineteen hundred and fifty for a city or town, the amount of any appropriation voted by such city or town for said year for public welfare, including in such term old age assistance, aid to dependent children and veterans' benefits, shall not be reduced during the said year by appropriation, transfer or otherwise, except with the written approval of the board. Whenever used in this act, the words "veterans' benefits" shall include the forms of aid to veterans now or formerly known as state aid, military aid, soldiers' relief, and soldiers' burials, or any words or phrases connoting the same.

SECTION 2. The members of the board aforesaid, when acting under this act, shall receive from the commonwealth compensation to the same extent as provided for services under chapter three hundred and sixty-six of the acts of nineteen hundred and thirty-three, as amended, including chapter seventy-four of the acts of nineteen hundred and forty-five.

SECTION 3. A loan order voted in any city under authority of this act shall be deemed to be an emergency order and as such may be passed in such manner as is provided for emergency orders or ordinances in its charter, and shall be in full force and effect immediately upon final favorable action thereon by its city council or chief executive, as the case may be, or upon the expiration of any period specified by such charter for the approval or disapproval of such orders by its chief executive in any case where he fails to approve or disapprove such an order within such period, notwithstanding any provision of general or special law or ordinance to the contrary; provided, that in the city of Boston such loan orders may be passed in the manner provided in its charter for loan orders for temporary loans in anticipation of taxes.

SECTION 4. In any city a loan order under authority of this act may be passed by vote of two thirds of all the members of the city council, or of each branch thereof where there are two branches, notwithstanding any provision of law to the contrary.

Approved March 28, 1949.

AN ACT AUTHORIZING THE TOWN OF NORWOOD TO REIM-
BURSE EDWARD O'TOOLE FOR MONEY EXPENDED IN CON-
NECTION WITH THE CONSTRUCTION OF WATER WORKS IN
SAID TOWN. Chap. 91

Be it enacted, etc., as follows:

SECTION 1. The town of Norwood is hereby authorized to appropriate the sum of seven hundred and thirty-nine dollars and sixty-one cents and pay the same to Edward O'Toole in full settlement of his claim against said town for reimbursement on account of money expended by said Edward O'Toole in connection with the construction of water works in Margaret street, a private way in said town which has since been accepted as a public way; provided, that no payment shall be made hereunder unless and until said Edward O'Toole shall have released to said town by proper instrument or instruments all right, title and interest said Edward O'Toole may have in said works.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

AN ACT AUTHORIZING THE TOWN OF NORWOOD TO REIMBURSE
AINA S. SVIBERGSON FOR MONEY EXPENDED IN CONNEC-
TION WITH THE CONSTRUCTION OF WATER WORKS IN SAID
TOWN. Chap. 92

Be it enacted, etc., as follows:

SECTION 1. The town of Norwood is hereby authorized to appropriate the sum of one thousand two hundred and sixty-eight dollars, and pay the same to Aina S. Svibergson in full settlement of her claim against said town for reimbursement on account of money expended by said Aina S. Svibergson in connection with the construction of water works in Cambridge road, a private way in said town which has since been accepted as a public way; provided, that no payment shall be made hereunder unless and until said Aina S. Svibergson shall have released to said town by proper instrument or instruments all right, title and interest said Aina S. Svibergson may have in said works.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

AN ACT INCREASING THE AMOUNT WHICH THE TOWN OF
HINGHAM IS AUTHORIZED TO APPROPRIATE AND CONTRIBUTE
ANNUALLY TOWARD THE COST OF MAINTAINING A FREE
PUBLIC LIBRARY IN THE TOWN OF COHASSET. Chap. 93

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 287 of the acts of 1927 is hereby amended by striking out, in line 2, the word "five" and inserting in place thereof the word: — eight, — so as to

read as follows:— *Section 1.* The town of Hingham may annually appropriate a sum of money not exceeding eight hundred dollars and pay the same to the managers of The Nantasket Library, Inc., which maintains a free public library in the town of Cohasset, as a contribution by said town of Hingham toward the cost of maintaining said library.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

Chap. 94 AN ACT RELATIVE TO REGISTRATION OF MOTOR VEHICLES AND TRAILERS UNDER A GENERAL DISTINGUISHING NUMBER OR MARK.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make its provisions apply without delay to the registration of certain motor vehicles and trailers under a general distinguishing number or mark, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 90, § 5,
etc., amended.

Registration
of motor
vehicles, etc.,
under general
distinguishing
mark or
number.

Chapter 90 of the General Laws is hereby amended by striking out section 5, as most recently amended by section 6 of chapter 511 of the acts of 1948, and inserting in place thereof the following section:— *Section 5.* Every manufacturer, dealer, repairman, owner-repairman and transporter, instead of registering each motor vehicle or trailer owned or controlled by him, may make application for a general distinguishing number or mark, and the registrar, if satisfied of the facts stated in the application, may issue to the applicant a certificate of registration containing the name and business address of the applicant and the general distinguishing number or mark assigned to him, and made in such form and containing such further information as the registrar may determine. All motor vehicles or trailers owned or controlled by such manufacturer, dealer or repairman shall be regarded as registered under the general distinguishing number or mark assigned to him until sold, or let for hire, or loaned for a period of more than five successive days, and all motor vehicles or trailers owned by such owner-repairman which are in the process of being repaired, altered, equipped or transferred from one location to another and which are not being used during such time in the operation of the principal business of said owner-repairman shall be regarded as registered under the general distinguishing number or mark assigned to him, and all motor vehicles which are under the control of but not owned by such transporter while being delivered by him under their own power shall be regarded as registered under the general distinguishing number or mark assigned to him; provided, that number plates, furnished as hereinafter provided, are properly displayed thereon. The registrar

shall, upon payment of the fee provided in section thirty-three, furnish at his office to every manufacturer, dealer, repairman, owner-repairman and transporter whose vehicles are registered in accordance with this section, such number of pairs of number plates as he may request in writing of suitable design having displayed upon them the register number which is assigned to the vehicles of such manufacturer, dealer, repairman, owner-repairman or transporter, with a different letter or letters or mark on each pair of number plates, and, in addition, the registrar shall furnish to every transporter with each pair of number plates a corresponding certificate of registration. Number plates furnished hereunder shall, except as provided by section nine, be valid only for the year for which they are issued. Every registration under this section shall expire at midnight on December thirty-first of each year. The word "dealer", for the purposes of the registration of motor vehicles or trailers under any provision of this chapter, may include, in the discretion of the registrar, a person who is engaged in the business of financing the purchase of or insuring motor vehicles, but only in respect to such vehicles as such person may take in possession by foreclosure or subrogation of title and all the provisions of this chapter relating to certificates of registration of dealers shall apply to certificates issued to such a person under this provision.

Approved March 28, 1949.

AN ACT INCREASING THE AMOUNT WHICH THE TOWN OF HULL IS AUTHORIZED TO APPROPRIATE AND CONTRIBUTE ANNUALLY TOWARD THE COST OF MAINTAINING A FREE PUBLIC LIBRARY IN THE TOWN OF COHASSET.

Chap. 95

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 6 of the acts of 1928 is hereby amended by striking out, in line 2, the word "five" and inserting in place thereof the word:— eight,— so as to read as follows:— *Section 1.* The town of Hull may annually appropriate a sum of money not exceeding eight hundred dollars and pay the same to the managers of The Nantasket Library, Inc., which maintains a free public library in the town of Cohasset, as a contribution by said town of Hull toward the cost of maintaining said library.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

AN ACT AUTHORIZING THE TOWN OF BEDFORD TO BORROW MONEY FOR SCHOOL PURPOSES.

Chap. 96

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing a school building, or constructing an addition to an existing school building, and of originally equipping and furnishing the same, the town of Bedford may borrow from time to time,

within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Bedford School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 28, 1949.

Chap. 97 AN ACT REVOKING THE AUTHORITY OF THE DEPARTMENT OF PUBLIC UTILITIES TO REVISE THE TERMS OF CERTIFICATES GRANTED FOR THE OPERATION OF MOTOR VEHICLES FOR THE CARRIAGE OF PERSONS FOR HIRE OVER ROUTES BETWEEN THE CITY OF BOSTON AND THE TOWN OF HANCOCK.

Be it enacted, etc., as follows:

Section 1 of chapter 490 of the acts of 1946 is hereby amended by striking out, in lines 52 and 53, the words: — except after public hearing and notice as provided in section two.

Approved March 28, 1949.

Chap. 98 AN ACT TO AUTHORIZE CITIES AND TOWNS TO PROHIBIT OR REGULATE THE REMOVAL OF SOIL, LOAM, SAND OR GRAVEL.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 40, § 21, etc., amended.

Section 21 of chapter 40 of the General Laws, as amended by section 1 of chapter 346 of the acts of 1941, is hereby further amended by adding at the end the following paragraph: —

Removal of loam, sand, etc., prohibited.

(17) For prohibiting or regulating the removal of soil, loam, sand or gravel from land not in public use in the whole or in specified districts of the town.

Approved March 28, 1949.

Chap. 99 AN ACT REQUIRING THE TEACHING OF THE LITHUANIAN LANGUAGE IN PUBLIC SCHOOLS IN CERTAIN CASES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 71, new § 13E, added.

Public schools may teach Lithuanian language in certain cases.

Chapter 71 of the General Laws is hereby amended by inserting after section 13D, inserted by chapter 205 of the acts of 1948, the following section: — *Section 13E.* In every public high school having not less than one hundred and fifty pupils, the Lithuanian language shall be taught upon the written request of the parents or guardians of not less than twenty-five pupils and the enrolment of not less than

twenty-five properly qualified pupils; provided, that said request is made, and said enrolment is completed, before the preceding August first. *Approved March 28, 1949.*

AN ACT AUTHORIZING THE TOWN OF STOUGHTON TO INDEMNIFY ROY W. MALCOLM, AN EMPLOYEE OF SAID TOWN, FOR DAMAGES INCURRED BY REASON OF AN EXECUTION ISSUED IN AN ACTION AT LAW BROUGHT AGAINST HIM.

Chap.100

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the town of Stoughton is hereby authorized to appropriate and pay to Roy W. Malcolm the sum of two thousand and fifty-six dollars and thirty-eight cents to indemnify him for damages incurred by reason of an execution issued in an action at law brought against him, as an individual, in the superior court for the county of Norfolk, to recover damages arising out of the performance of his duties in operating a motor truck owned by said town.

SECTION 2. Action taken under authority of this act at the annual town meeting in the current year shall be valid and effective as though this act had been in full force and effect at the time at which the warrant for said meeting was posted. *Approved March 28, 1949.*

AN ACT PROVIDING A FORTY HOUR WORK WEEK FOR FOREMEN EMPLOYED BY THE CITY OF LAWRENCE.

Chap.101

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law, the service of all persons employed by the city of Lawrence as foremen shall be restricted to forty hours in any one week; provided, that the service of such foremen in excess of forty hours in any one week may be authorized by the officer of the city or other person whose duty it is to employ, direct or control such foremen, and such additional service shall be compensated for as overtime. The compensation now payable to such foremen shall not be reduced by reason of the provisions of this act.

SECTION 2. This act shall take effect upon its acceptance by the city council of the city of Lawrence, subject to the provisions of its charter, but not otherwise.

Approved March 28, 1949.

AN ACT INCREASING THE AMOUNT OF MONEY WHICH MAY BE BORROWED BY THE MANCHAUG WATER DISTRICT OF SUTTON AND THE TIME DURING WHICH THE ACT ESTABLISHING SUCH DISTRICT MAY BE ACCEPTED.

Chap.102

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 179 of the acts of 1937 is hereby amended by striking out, in line 5, the word "seventy-five" and inserting in place thereof the words:—

one hundred and twenty-five, — so as to read as follows: — *Section 4.* For the purpose of paying the necessary expenses and liabilities incurred under this act, other than expenses of maintenance and operation, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, one hundred and twenty-five thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Manchaug Water District of Sutton Loan, Act of 1937. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws, pertaining to such districts.

SECTION 2. Section 14 of said chapter 179 is hereby amended by striking out, in line 4, the word "three" and inserting in place thereof the word: — fifteen, — so as to read as follows: — *Section 14.* This act shall take full effect upon its acceptance by a majority vote of the voters of the district present and voting thereon at a district meeting called, in accordance with the provisions of section eight, within fifteen years after its passage; but the number of meetings so called in any one year shall not exceed three.

Approved March 28, 1949.

Chap. 103 AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF ESSEX COUNTY TO ERECT AND EQUIP CERTAIN BUILDINGS AT THE ESSEX COUNTY TUBERCULOSIS HOSPITAL.

Be it enacted, etc., as follows:

SECTION 1. In addition to the amounts authorized under chapter two hundred and twenty-seven of the acts of nineteen hundred and forty-six and chapter two hundred and seventy-seven of the acts of nineteen hundred and forty-seven, the county commissioners of Essex county are hereby authorized to raise and expend a sum not exceeding two hundred and fifty thousand dollars for the purpose of providing new buildings, additions and improvements at the Essex county tuberculosis hospital as follows: — nurses' home, suitable living accommodations for doctors; new bakery and equipment; together with all necessary equipment therefor; and such other additions or improvements as may be deemed necessary. All sums, if any, received from the federal government for the purpose of this act, shall be included in, and considered as a part of, the total amount authorized to be expended hereunder.

SECTION 2. The county commissioners of said county, with the consent of the governor, shall take any and all steps necessary from time to time to enable Essex county to secure for said purposes any federal grant or subsidy.

SECTION 3. To provide funds for the new buildings, additions, improvements and equipment hereinbefore authorized, the treasurer of Essex county, with the approval

of the county commissioners, may borrow from time to time on the credit of the county such sums, not exceeding, in the aggregate, two hundred and fifty thousand dollars, as may be necessary, and may issue bonds or notes therefor, which shall bear on their face the words, Essex County Tuberculosis Hospital Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be payable in not more than twenty years from their dates. Such bonds or notes shall be signed by the treasurer of said county and countersigned by a majority of said county commissioners. Said county may sell said securities at public or private sale upon such terms and conditions as said county commissioners may deem proper, but not for less than their par value. Indebtedness incurred under this act shall, except as herein provided, be subject to chapter thirty-five of the General Laws. Any sums received from the federal government for the purposes of this act may be applied toward payment either of the expenditures authorized by section one of this act or of the principal of the bonds or notes hereby authorized. All sums necessary to meet interest payments on notes or bonds issued under this act and payments on account of principal as the same mature shall be assessed upon the cities and towns constituting the hospital district in the same proportion and together with other assessments made under section eighty-five of chapter one hundred and eleven of the General Laws.

SECTION 4. This act shall take full effect upon its acceptance, prior to December thirty-first of the current year, by the county commissioners of the county of Essex, but not otherwise.

Approved March 28, 1949.

AN ACT RELATIVE TO THE ASSESSMENT OF FIRE, WATER AND IMPROVEMENT DISTRICT TAXES.

Chap. 104

Be it enacted, etc., as follows:

SECTION 1. Section 23 of chapter 59 of the General Laws, as most recently amended by chapter 576 of the acts of 1948, is hereby further amended by adding at the end the following paragraph: —

G. L. (Ter. Ed.), 59, § 23, etc., amended.

Notwithstanding the provisions of any general or special law, the provisions of this section, so far as apt, shall apply to fire, water and improvement districts.

Application of provisions of this section.

SECTION 2. Section 25 of said chapter 59, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following: — This section shall apply to fire, water and improvement districts.

G. L. (Ter. Ed.), 59, § 25, amended.

Application of section.

Approved March 28, 1949.

Chap.105 AN ACT REQUIRING THE CLERK OR RECORDING OFFICER OF CERTAIN CORPORATIONS TO BE A RESIDENT OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 155, § 6, amended.

Clerk must be a resident.

Section 6 of chapter 155 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following sentence: — The clerk, or recording officer with the powers of clerk, shall be a resident of the commonwealth and shall be sworn.

Approved March 28, 1949.

Chap.106 AN ACT AUTHORIZING THE CITY OF SALEM TO SELL AND CONVEY CERTAIN PARK PROPERTY.

Be it enacted, etc., as follows:

SECTION 1. The city of Salem by its mayor, if so authorized by the city council, may sell and convey, free and clear from any obligation to use the same for park purposes or any other public purpose, if in other respects the city has or obtains a clear title thereto, a certain parcel of land situated on the southerly side of Fort avenue, now under control of the park department, and described as follows: —

Said parcel being twenty-five feet in width and extending from Blockhouse square easterly to Winter Island road, as shown on a plan entitled "Topographical Survey of Land Public Park at Salem Willows 1896 Scale 40 feet to an inch Charles A. Metcalf, Engineer and Surveyor," said plan being on file in the office of the city engineer.

The proceeds of any such sale or sales shall be paid into the treasury of said city and shall be subject to appropriation for any purpose or purposes for which said city is authorized to incur debt for a period of ten years or more.

SECTION 2. This act shall take full effect when, after recommendation by the board of park commissioners of the city of Salem, it is accepted by the city council of said city, subject to the provisions of its charter, during the current year.

Approved March 28, 1949.

Chap.107 AN ACT ESTABLISHING THE WEST BARNSTABLE FIRE DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The inhabitants of the town of Barnstable liable to taxation in said town and residing within the territory known as precinct two, as described in the records of the town clerk of said town, and as shown by a map now on file in the office of the selectmen thereof, shall constitute a fire district, and are hereby made a body corporate by the name of West Barnstable Fire District; and said corporation, except as herein otherwise provided, shall have all the powers and be subject to all the duties and liabilities set forth in all general laws now or hereafter in force relating to fire districts.

SECTION 2. The said district may make contracts for the purchase of engines and other apparatus and articles necessary for the extinguishment of fires, for hydrants and water service, and for any other thing that may lawfully be done by said district.

SECTION 3. Said district may, at meetings called for the purpose, raise money by taxation for any of the purposes for which fire districts may, under general laws now or hereafter in force, raise money, and for all other purposes necessary or proper under the provisions of this act.

SECTION 4. The first meeting of said district shall be called on petition of five or more legal voters therein by warrant from the selectmen of the town of Barnstable, or from a justice of the peace directed to one of the petitioners requiring him to give notice of the meeting by posting copies of said warrant in two or more public places in said district seven days at least before the time of the meeting. One of the petitioners shall preside at the meeting until a clerk is chosen and sworn, and the clerk shall preside until a moderator is chosen. The meeting may then proceed to act on the other articles contained in the warrant.

SECTION 5. This act shall take effect upon its acceptance by a majority of the legal voters of said district present and voting at a meeting called for that purpose in accordance with the provisions of section four of this act, within six years after the passage of this act. If voted upon and not accepted, it may be resubmitted at subsequent district meetings, legally called for the purpose; provided, that it shall not be voted upon by the district more than three times in any one year.

Approved March 28, 1949.

AN ACT AUTHORIZING GEORGE W. BUCK, TAX COLLECTOR OF THE TOWN OF WILMINGTON, TO BECOME A MEMBER OF THE CONTRIBUTORY RETIREMENT SYSTEM OF SAID TOWN, AND MAKING HIM ELIGIBLE FOR CERTAIN RETIREMENT BENEFITS THEREUNDER. *Chap. 108*

Be it enacted, etc., as follows:

SECTION 1. George W. Buck, tax collector of the town of Wilmington, may become a member of the contributory retirement system of said town, notwithstanding any provision of law governing said retirement system that makes him ineligible for membership therein. Upon becoming such member, he shall be entitled to all the rights and privileges of members of said system which he would have enjoyed if he had become a member of the system on the date when said system became operative in said town; provided, that he first deposits in the annuity fund of said system such amount as the board of retirement under said system may determine in order to establish an account for him in said annuity fund in an amount equal to that which it would be if he had been a member of said system since said date.

SECTION 2. This act shall take full effect upon its acceptance by vote of a majority of the voters of the town of Wilmington voting thereon at a regular or special town meeting called for the purpose, but not otherwise.

Approved March 28, 1949.

Chap.109

AN ACT RELATIVE TO POLLING HOURS IN CITIES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 53, § 43, etc., amended.

When polls shall be open at primaries.

SECTION 1. Section 43 of chapter 53 of the General Laws, as most recently amended by chapter 201 of the acts of 1937, is hereby further amended by striking out, in line 2, the word "nine" and inserting in place thereof the word:—ten,—so as to read as follows:—*Section 43.* The polls at every primary shall be open during such hours, not less than ten in cities or two in towns, as may be designated by the aldermen in cities, and in towns by by-law or vote, or, in default of such by-law or vote, by the selectmen. The polls shall in no case be kept open after eight o'clock in the evening.

G. L. (Ter. Ed.), 54, § 64, etc., amended.

Time of keeping polls open in cities.

SECTION 2. Section 64 of chapter 54 of the General Laws, as amended by section 5 of chapter 39 of the acts of 1934, is hereby further amended by striking out the third paragraph, as appearing in the Tercentenary Edition, and inserting in place thereof the following paragraph:—

In cities, the polls may be opened as early as fifteen minutes before six o'clock in the forenoon, and shall be opened as early as ten o'clock in the forenoon and shall be kept open at least ten hours. *Approved March 28, 1949.*

Chap.110

AN ACT RELATIVE TO THE CONSTRUCTION AND MAINTENANCE OF CERTAIN BUILDINGS ON BOSTON COMMON.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any special or general law to the contrary, the city of Boston, acting by and through its board of park commissioners, may construct or cause or permit to be constructed, and may maintain, on Boston Common, a sanitary for women and children occupying an area not in excess of twelve hundred square feet near the children's playland, so called, and a combination locker room with showers and sanitary for men occupying an area not in excess of eighteen hundred square feet near the ball field.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved March 28, 1949.

AN ACT AUTHORIZING THE PLACING OF THE OFFICE OF
DIRECTOR OF REHABILITATION OF THE CITY OF MALDEN
UNDER THE CIVIL SERVICE LAWS. Chap.111

Be it enacted, etc., as follows:

SECTION 1. The office of director of rehabilitation of the city of Malden shall, upon the effective date of this act, become subject to the civil service laws and regulations made thereunder, and the tenure of office of the incumbent thereof shall be unlimited, subject, however, to said laws, but the present incumbent of said office may continue to serve therein only until the expiration of his term of office unless prior thereto he passes a qualifying examination to which he shall be subjected by the division of civil service.

SECTION 2. This act shall take full effect upon its acceptance, during the current year, by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved March 28, 1949.

AN ACT COMBINING THE OFFICES OF TREE WARDEN AND
MOTH SUPERINTENDENT IN THE TOWN OF WATERTOWN. Chap.112

Be it enacted, etc., as follows:

SECTION 1. The offices of tree warden and moth superintendent in the town of Watertown are hereby combined and the powers and duties pertaining to said offices shall, after the acceptance of this act, be exercised and performed by the tree warden. All laws from time to time in force relating to tree wardens and moth superintendents, and not inconsistent with the provisions of this act, shall apply to the office of tree warden in said town.

SECTION 2. This act shall take full effect upon its acceptance by a majority of the registered voters of the town of Watertown voting thereon at a regular or special town meeting called for the purpose, but not otherwise.

Approved March 28, 1949.

AN ACT TO AUTHORIZE THE TOWN OF HOLDEN TO BORROW
MONEY FOR SCHOOL PURPOSES. Chap.113

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing an addition to the Chaffins school, and for new school buildings adjacent to and connected with the Jefferson and Rice schools, and for originally equipping and furnishing said addition and new buildings, the town of Holden may borrow, from time to time, within a period of five years from the passage of this act, such sums of money as may be necessary, not exceeding, in the aggregate, four hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words "Holden School Loan, Act of 1949". Each authorized issue shall constitute a separate loan, and

such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to the provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved March 30, 1949.

Chap.114 AN ACT AUTHORIZING THE CITY OF SALEM TO SELL CERTAIN LAND HELD BY IT FOR PARK PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The city of Salem, by its mayor when so authorized by the city council, may sell and convey free and clear from any obligation to use the same for park purposes or any other public purposes, a certain parcel of land situated in the Forest river area, so called, in said city, and more particularly bounded and described as follows: — westerly by land of Kimball, Lavoie, Poitras, Lamprey and Raymond about two hundred and eighty feet; northerly by land of Odell and Clifton avenue about twenty-seven feet; and easterly by Forest River park on various courses about three hundred and twenty feet; provided, that said parcel of land shall not be sold within one year after the effective date of this act otherwise than to an owner of land abutting on said parcel unless each of such owners shall have filed with the city clerk of said city a certificate stating that such owner waives such right of purchase; and, provided, further, that the land so sold shall be used exclusively for residential purposes.

SECTION 2. This act shall take full effect when, after recommendation by the board of park commissioners of the city of Salem, it is accepted by the city council of said city, subject to the provisions of its charter, during the current year.

Approved March 30, 1949.

Chap.115 AN ACT RELATIVE TO COURT RECORDS OF CASES INVOLVING VIOLATIONS OF AERONAUTICAL LAWS, RULES AND REGULATIONS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 90 of the General Laws is hereby amended by inserting after section 49 the following section: — *Section 49A.* A full record shall be kept by every court and trial justice of every case in which a person is charged with a violation of any provision of sections thirty-five to fifty-two, inclusive, of this chapter, or of the rules and regulations for the enforcement of said sections made by the commission, or of airport approach regulations made by a city or town under section forty A, and an abstract of such record shall be sent forthwith by the court or trial justice to the commission.

G. L. (Ter. Ed.), 90, new § 49A, added.

Certified abstracts of court records of violations of aeronautical laws to be kept by commission as public records.

Said abstracts shall be made upon forms prepared by the commission, and shall include all necessary information as to the parties to the case, the nature of the offence, the date of the hearing, the plea, the judgment and the result; and every such abstract shall be certified by the clerk of the court or by the trial justice as a true abstract of the record of the court. The commission shall keep such records in its office, and they shall be open to the inspection of any person during reasonable business hours.

SECTION 2. Section 27 of said chapter 90, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "chapter", in line 3, the words:— relating to motor vehicles.

G. L. (Ter. Ed.), 90, § 27, amended.

Approved March 30, 1949.

AN ACT RELATIVE TO THE TENURE OF OFFICE OF THE PRESENT
CITY MESSENGER OF SOMERVILLE.

Chap. 116

Be it enacted, etc., as follows:

SECTION 1. The present city messenger of Somerville shall hold office continuously during good behavior unless incapacitated by physical or mental disability from performing the duties of the office; provided, however, that the board of aldermen may, subject to the provisions of law governing the removal of civil service employees, remove him. Any appointment to said office made subsequent to the effective date of this act shall be made subject to the provisions of the charter of said city.

SECTION 2. This act shall take effect upon its acceptance by the board of aldermen of the city of Somerville with the approval of the mayor, provided that such acceptance and approval occur before January first, nineteen hundred and fifty.

Approved March 30, 1949.

AN ACT RELATIVE TO APPROPRIATIONS FOR SCHOOL PURPOSES IN THE CITY OF BOSTON.

Chap. 117

Be it enacted, etc., as follows:

SECTION 1. Chapter 224 of the acts of 1936 is hereby amended by striking out section 2, as amended by section 1 of chapter 167 of the acts of 1948, and inserting in place thereof the following section:— *Section 2.* The school committee of the city of Boston may annually, beginning with the financial year nineteen hundred and forty-nine, by vote of four fifths of all its members, taken by yeas and nays, make appropriations to be raised by taxation as follows:—

(a) For the construction and furnishing of new school buildings, both temporary and permanent, including the taking of land therefor, and for school yards and the preparing of school yards for use, and for rent of hired school accommodations, a sum which shall not exceed fifty cents on each one thousand dollars of the average of the assessors' valuations for the three preceding years, such valuations

being reduced by abatements granted up to December thirty-first of the preceding year;

(b) For the alteration and repair of school buildings and for furniture, fixtures, and means of escape in case of fire, and for fire protection of existing buildings, and for improving existing school yards, a sum which shall not exceed one dollar and seventy cents on each one thousand dollars of the average of the assessors' valuations for the three preceding years, such valuations being reduced by abatements granted up to December thirty-first of the preceding year; and

(c) For all other school purposes, the sum of nineteen million nine hundred and seventy-five thousand dollars.

Unexpended appropriation balances may be reappropriated for their respective purposes; and, in addition to the sum specified in clause (c), an amount equal to the money that may be given, and the income collected, for school purposes, as estimated by said committee, may be appropriated for the purposes of clause (c). Nothing in this section shall be construed as authorizing said school committee to appropriate sums distributed or distributable under chapter seventy of the General Laws, which sums constitute general revenues of said city.

Nothing in this section shall prevent the mayor, on request of the school committee, from recommending and the city council from passing additional appropriations for school purposes.

SECTION 2. Section 2 of chapter 224 of the acts of 1936, as amended by section 1 of this act, is hereby further amended by striking out, in the first sentence, clause (c) and inserting in place thereof the following clause:—

(c) For all other school purposes, the sum of twenty-one million two hundred thousand dollars.

SECTION 3. So much of section five of chapter two hundred and forty-one of the acts of eighteen hundred and seventy-five, as amended, as provides that the salaries of teachers in the public schools of said city shall not be increased during a school year, shall not be operative in the current school year with respect to any salary increase which is to take effect on or after July first in the current year.

SECTION 4. This section and sections one and three of this act shall take effect upon the passage of this act. Section two of this act shall take effect on January first, nineteen hundred and fifty.

Approved April 4, 1949.

Chap. 118 AN ACT MAKING CERTAIN LAWS AFFECTING VETERANS AND THEIR ORGANIZATIONS APPLICABLE TO THE FRANCO-AMERICAN WAR VETERANS, INC.

**Emergency
preamble.**

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make the benefits provided thereby available without delay to the veterans' organization referred to therein, therefore it is hereby

declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Section 49 of chapter 33 of the General Laws, as most recently amended by chapter 171 of the acts of 1948, is hereby further amended by striking out, in lines 35 and 36, the words "La Legion Franco-Americaine des Etats-Unis d'Amerique" and inserting in place thereof the words:— Franco-American War Veterans, Inc.

G. L. (Ter.
Ed.), 33, § 49,
etc., amended.

SECTION 2. Clause (12) of section 5 of chapter 40 of the General Laws, as most recently amended by section 1 of chapter 445 of the acts of 1948, is hereby further amended by striking out, in lines 22 and 23, as appearing in section 2 of chapter 468 of the acts of 1947, the words "La Legion Franco-Americaine des Etats-Unis d'Amerique" and inserting in place thereof the words:— Franco-American War Veterans, Inc.

G. L. (Ter.
Ed.), 40,
§ 5, cl. (12),
etc., amended.

SECTION 3. The first paragraph of section 9 of said chapter 40, as most recently amended by chapter 671 of the acts of 1947, is hereby further amended by striking out, in line 9, the words "La Legion Franco-Americaine des Etats-Unis d'Amerique" and inserting in place thereof the words:— Franco-American War Veterans, Inc.

G. L. (Ter.
Ed.), 40, § 9,
etc., amended.

SECTION 4. Section 70 of chapter 266 of the General Laws, as most recently amended by section 2 of chapter 445 of the acts of 1948, is hereby further amended by striking out, in lines 14 and 15, as appearing in section 4 of chapter 468 of the acts of 1947, the words "La Legion Franco-Americaine des Etats-Unis d'Amerique" and inserting in place thereof the words:— Franco-American War Veterans, Inc.

G. L. (Ter.
Ed.), 266, § 70,
etc., amended.

Approved April 4, 1949.

AN ACT AUTHORIZING THE TOWN OF SWAMPSCOTT TO PROVIDE A SCHOLARSHIP FUND FOR GRADUATES OF THE HIGH SCHOOL OF SAID TOWN.

Chap. 119

Be it enacted, etc., as follows:

SECTION 1. The town of Swampscott is hereby authorized to raise and appropriate the sum of ten thousand dollars to provide a scholarship fund the income of which may be used for the higher education of graduates of the high school of said town living therein, and said fund shall be dedicated as a memorial to veterans of World War II.

SECTION 2. Said town is hereby further authorized to provide, by vote of the town, for the election by the voters or the appointment by its selectmen of a board of trustees, consisting of such number of members as the town shall by vote determine, to administer said fund, which shall be held in the custody of the town treasurer, together with any contributions thereto from private sources, which contributions the town, or said trustees in its behalf, may from time to time receive. The town by vote may fix the terms of office

of said trustees, and make other provisions in respect to the administering of said fund not inconsistent with the provisions of this act.

SECTION 3. Action taken under authority of this act at the annual town meeting in the current year shall be as effective as though it had been in full force and effect on the date on which the warrant for said meeting was posted.

SECTION 4. This act shall take effect upon its passage.

Approved April 4, 1949.

Chap.120 AN ACT AUTHORIZING THE CITY OF BEVERLY TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing an addition to the present junior high school building, the city of Beverly may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate five hundred thousand dollars, and may issue bonds or notes of the city therefor which shall bear on their face the words, "Beverly School Loan, Act of 1949". Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved April 4, 1949.

Chap.121 AN ACT RELATIVE TO THE DEBT OF THE RAYNHAM CENTER WATER DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The Raynham Center Water District in the town of Raynham is hereby authorized to renew a temporary loan issued December third, nineteen hundred and forty-seven under authority of section seventeen of chapter forty-four of the General Laws, for a period of not more than one year from December first, nineteen hundred and forty-eight. Indebtedness incurred under authority of chapter two hundred and twenty-two of the acts of nineteen hundred and forty-seven, as amended by chapter one hundred and ninety-three of the acts of nineteen hundred and forty-eight, shall be payable in not more than thirty years from December first, nineteen hundred and forty-eight and except as authorized by this act shall be subject to the provisions of said chapter forty-four pertaining to districts.

SECTION 2. This act shall take effect upon its passage.

Approved April 4, 1949.

AN ACT AUTHORIZING THE TOWN OF ESSEX TO SUPPLY WATER *Chap.122*
TO THE TOWN OF HAMILTON.

Be it enacted, etc., as follows:

SECTION 1. The town of Essex may furnish and sell water to the town of Hamilton which is hereby authorized to purchase water so sold. Water so furnished and sold shall be at a rate or rates to be mutually agreed upon between said towns acting by their respective boards of water commissioners. In case of sale, the town of Essex shall deliver the water at the boundary line between it and the town of Hamilton, or at a point as conveniently near as may be agreed upon, and either town may, at its own expense, make such extension of its water mains and such installation of other facilities and equipment within the limits of the other town as may be necessary for the purposes of this act; provided, that such extension and installation as may be made by either town within the limits of the other shall be subject in all respects to the approval of the other's selectmen.

SECTION 2. This act shall take effect upon its passage.

Approved April 4, 1949.

AN ACT TO AUTHORIZE PAYMENT FOR PHOTOSTAT SUPPLIES *Chap.123*
IN CERTAIN COUNTIES.

Whereas, The deferred operation of this act would unduly delay the payment of bills contracted in good faith, it is hereby declared an emergency law, necessary for the immediate preservation of the public convenience. Emergency
preamble.

Be it enacted, etc., as follows:

The county commissioners of any county may approve and the treasurer of any such county shall thereupon pay for photostat supplies purchased during the year nineteen hundred and forty-eight, notwithstanding the fact that, through misunderstanding, the provisions of section seventeen of chapter thirty-four of the General Laws were not complied with. Such payments may, in the first instance, be paid out of any money in hand, and a sum sufficient therefor shall be included in item number 27 of the county appropriation act.

Approved April 4, 1949.

AN ACT CHANGING THE HARBOR LINE IN BOSTON HARBOR ON *Chap.124*
THE SOUTHWESTERLY SIDE OF EAST BOSTON.

Be it enacted, etc., as follows:

SECTION 1. The harbor lines on the northeasterly side of Boston harbor are hereby changed and established as follows: —

The location of each of the angle points in the line herein-after described is fixed by a distance, hereinafter called longitude, in feet, from a meridian passing through the apex of the dome of the state house in Boston, and by a

distance, hereinafter called latitude, in feet, from a line at right angles to said meridian and passing through the said center of the apex of the state house dome, and the bearings refer to the true meridian passing through the center of said apex. Beginning at point G in the harbor line as established by chapter forty-eight of the acts of eighteen hundred and eighty-two and located in latitude four thousand four hundred and eighty and four-tenths feet north and longitude four thousand eight hundred and eighty-one and four-tenths feet east; thence south twenty-four degrees twenty-eight minutes ten and four-tenths seconds, east, two thousand four hundred and twenty-three and six-tenths feet to point H' in latitude two thousand two hundred and seventy-four and five-tenths feet north and longitude five thousand eight hundred and eighty-five and three-tenths feet east; thence south fifty-six degrees forty-four minutes and four and four-tenths seconds east, one hundred and ninety-five feet to point H as established by chapter four hundred and eleven of the acts of nineteen hundred and thirty-nine, and located in latitude two thousand one hundred and sixty-seven and five-tenths feet north, and longitude six thousand forty-eight and four-tenths feet east.

SECTION 2. The portion of said harbor line from points G to H established by section one of chapter forty-eight of the acts of eighteen hundred and eighty-two is hereby abolished.

SECTION 3. This act shall take effect upon its passage.

Approved April 4, 1949.

Chap. 125 AN ACT RELATIVE TO THE HEIGHT OF BUILDINGS IN CERTAIN CITIES.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to exempt without delay power plants from certain provisions of law restricting the height of buildings in cities, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 143, § 2,
amended.

Height of
buildings in
certain cities,
regulated.

Section 2 of chapter 143 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "elevators", in line 3, the words: — , power plants, — so as to read as follows: — *Section 2.* In a city no building shall be erected to a height of more than one hundred and twenty-five feet above the grade of the street; but this restriction shall not apply to grain or coal elevators, power plants or sugar refineries, nor to steeples, domes, towers or cupolas erected for strictly ornamental purposes, of fireproof material, on buildings of the above height or less. The supreme judicial or superior court may enforce this section and restrain any violation thereof. This section shall not apply to Boston.

Approved April 4, 1949.

AN ACT PROVIDING FOR THE SUBMISSION TO THE VOTERS OF THE TOWN OF NORTHBRIDGE OF THE QUESTION OF ACCEPTING CERTAIN PROVISIONS OF LAW RELATIVE TO THE LICENSED OPERATION OF BOWLING ALLEYS ON THE LORD'S DAY. Chap.126

Be it enacted, etc., as follows:

SECTION 1. There shall be placed upon the official ballot to be used for the election of officers at the next annual town election of the town of Northbridge the following question:—"Shall the town of Northbridge accept the provisions of section four B of chapter one hundred and thirty-six of the General Laws, relative to the licensed operation of bowling alleys on the Lord's day?" If a majority of the votes cast in answer to said question is in the affirmative, said provisions shall thereupon become effective in said town.

SECTION 2. This act shall take effect upon its passage.
Approved April 4, 1949.

AN ACT TO AUTHORIZE FIRE DISTRICT NUMBER TWO IN THE TOWN OF SOUTH HADLEY TO EXTEND ITS LIMITS. Chap.127

Be it enacted, etc., as follows:

SECTION 1. The limits of Fire District Number Two in the Town of South Hadley, as established under chapter two hundred and thirty-nine of the acts of nineteen hundred and nine and as extended by chapter eighty-two of the acts of nineteen hundred and thirty-one, are hereby further extended so as to include the territory lying in the town of Granby in the county of Hampshire, bounded and described as follows:—

Beginning at a point on the South Hadley-Granby town line, said point being the present boundary of Fire District Number Two in the Town of South Hadley, and being located on the northerly line of the Amherst road at Moody Corners; thence running easterly along the northerly line of said Amherst road to a Massachusetts highway bound, said Massachusetts highway bound being approximately opposite the northeasterly corner of land conveyed to Albert Quenneville and Rita Quenneville by deed of Otto Emil Hauschild and Johanna Hauschild, dated October twenty-third, nineteen hundred and forty-seven, recorded with Hampshire County Registry of Deeds, Book 1025, Page 483; thence running southeasterly across said Amherst road to the northeasterly corner of land conveyed to said Albert Quenneville and Rita Quenneville by said Otto Emil Hauschild and Johanna Hauschild by deed dated October twenty-third, nineteen hundred and forty-seven, recorded with Hampshire County Registry of Deeds, Book 1025, Page 483; thence southerly, westerly, southerly, westerly and northerly, following the lines of a certain layout of lots by Albert Quenneville and Rita Quenneville,

said layout being recorded with Hampshire County Registry of Deeds, Book of Plans 31, Pages 34 and 35, to a point on the westerly boundary line of property of Albert Quenneville and Rita Quenneville five hundred feet southerly of the southerly line of Amherst road; thence westerly in a line parallel with the Amherst road to the town line between Granby and South Hadley; thence northerly along said town line to the point of beginning.

The territory hereby annexed to said district shall be subject to all the rights, privileges, liabilities and powers belonging to said district under the provisions of said chapter two hundred and thirty-nine of the acts of nineteen hundred and nine, as amended, and under the provisions of chapter five hundred and twenty-nine of the acts of nineteen hundred and nine.

SECTION 2. Whenever a tax is duly voted by said district the clerk shall apportion, in accordance with the valuation of property situate in each part of said district, all and singular, such sums of money voted to be raised by said district for the purposes specified in this act and in chapter two hundred and thirty-nine, as amended, and chapter five hundred and twenty-nine, both of the acts of nineteen hundred and nine, and shall render a certified copy of the vote, with the apportionment made by said clerk, to the assessors of the towns of South Hadley and Granby. Said tax shall be assessed, collected and deposited in accordance with the provisions of chapter five hundred and twenty-nine of the acts of nineteen hundred and nine.

Approved April 4, 1949.

Chap. 128 AN ACT RELATIVE TO INDEMNIFICATION OF EMPLOYEES OF CERTAIN CITIES AND TOWNS FOR DAMAGES SUSTAINED THROUGH THE OPERATION OF CERTAIN MUNICIPALLY OWNED VEHICLES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), '41, § 100A, etc., amended.

Section 100A of chapter 41 of the General Laws, as most recently amended by section 1 of chapter 391 of the acts of 1945, is hereby further amended by striking out, in line 12, the word "five" and inserting in place thereof the word: — fifteen, — by inserting after the word "person", in line 13, the words: —, or not exceeding seventy-five thousand dollars for any one accident, — and by striking out, in said line 13, the word "one", the second time it appears, and inserting in place thereof the word: — five, — so as to read as follows: — *Section 100A.* A city which accepts this section by vote of its city council subject to the provisions of its charter, or a town which accepts the same by vote of its inhabitants at an annual town meeting, may, after an appropriation has been made therefor, indemnify an officer or employee thereof for expenses or damages incurred by him in the defence or settlement of a claim against him for

Indemnification of city and town employees.

bodily injuries, including death at any time resulting therefrom, or for damage to property, arising out of the operation of a motor or other vehicle or vessel owned by such city or town, to an amount not exceeding fifteen thousand dollars on account of injury to or death of one person, or not exceeding seventy-five thousand dollars for any one accident, and not exceeding five thousand dollars on account of damage to property; provided, that after investigation it shall appear to the mayor or selectmen that such officer or employee was at the time the claim arose acting within the scope of his official duties or employment, and provided, further, that the defence or settlement of such claim shall have been made by the city solicitor or the town counsel, or, if the town has no town counsel, by an attorney employed for the purpose by the selectmen, upon the request of said officer or employee and at the direction of the mayor or selectmen. This section shall not apply in respect to so much of a claim against an officer or employee as is covered by a policy of insurance effected by the city or town under clause (1) of section five of chapter forty.

Approved April 4, 1949.

AN ACT RELATIVE TO THE RECEIPT OF COMPLAINTS AND THE
ISSUANCE OF A SUMMONS, PROCESS OR WARRANT BY JUSTICES
OF THE PEACE.

Chap. 129

Be it enacted, etc., as follows:

Section 1 of chapter 262 of the General Laws is hereby amended by striking out the paragraph amended by chapter 295 of the acts of 1948 and inserting in place thereof the following: —

G. L. (Ter.
Ed.), 262, § 1,
etc., amended.

For receiving a complaint under section thirty-six of chapter two hundred and eighteen, two dollars; and for issuing a summons, process or warrant under said section, two dollars, except that when more than one summons shall be simultaneously issued against a single defendant, no fee shall be paid for such summonses other than the first one.

Issue of
warrants by
justice of
peace, regulated.

Approved April 4, 1949.

AN ACT ESTABLISHING A BOARD OF ELECTION COMMISSIONERS
IN THE CITY OF SPRINGFIELD.

Chap. 130

Be it enacted, etc., as follows:

SECTION 1. The board of registrars of voters of the city of Springfield is hereby abolished. All the powers, rights, duties and liabilities of said board of registrars either under general or special law except as otherwise provided, are hereby transferred to and shall hereafter be placed upon and exercised by a board of election commissioners in said city, hereinafter called the board, which shall be the lawful successor of said registrars. Immediately upon the acceptance of this act as hereinafter provided, the said registrars of

voters shall deliver to the board all books, papers, records and all other property in their possession.

SECTION 2. The board shall consist of four persons, of whom two shall always represent each one of the two leading political parties, as defined in section one of chapter fifty of the General Laws. They shall receive such compensation as the mayor and city council may determine.

SECTION 3. The members of the board of registrars of voters in office in said city at the time this act takes effect shall be members of said board of election commissioners, and shall serve until the expiration of their respective terms and until their successors are appointed and qualified. As the terms of the several election commissioners expire, and in case a vacancy occurs in said board, the mayor shall, subject to approval by the board of aldermen, so appoint their successors that the members of the board shall equally represent the two leading political parties as defined as aforesaid. Such appointments shall be for terms of four years beginning April first, except that any appointment to fill a vacancy shall be for the unexpired term.

SECTION 4. The board shall organize annually in the month of April by the choice of a chairman and a secretary. In case the members are unable to agree upon a chairman and a secretary, such officers shall be designated by the mayor. The secretary shall keep a full and accurate record of the proceedings of the board and shall perform such other duties as the board may require.

SECTION 5. All the powers, duties and liabilities relating to caucuses, primaries and elections by law vested in and placed upon the mayor, the board of aldermen, the city clerk and the board of registrars of voters except the power and duty of fixing the days and hours and places for holding the same, shall in said city be vested in and placed upon the board of election commissioners.

SECTION 6. The board may appoint such assistant commissioners and such other assistants as it deems necessary, who shall at all times equally represent the two leading political parties as defined as aforesaid.

SECTION 7. This act shall take effect upon its acceptance during the current year by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved April 4, 1949.

Chap.131 AN ACT AUTHORIZING THE PRINTING ON NOMINATION PAPERS AND BALLOTS FOR MUNICIPAL ELECTIONS IN THE CITY OF BOSTON STATEMENTS AS TO THE HOLDING OF PUBLIC OFFICES BY CANDIDATES AT SUCH ELECTIONS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 486 of the acts of 1909 is hereby amended by inserting after section 53 the following section: — *Section 53A.* Said nomination papers may state, in not more than eight words, the elective public offices which

the candidate holds or has held, showing clearly that he is a former incumbent thereof if such is the case and, if he is an elected incumbent of an office for which he seeks renomination, that he is a candidate for such renomination.

SECTION 2. Section 54 of said chapter 486, as amended by section 2 of chapter 472 of the acts of 1941, is hereby further amended by striking out the sixth sentence and inserting in place thereof the following:—Forthwith the election commissioners shall print or insert on such nomination papers the names of the candidates, the offices for which they are nominated, their residences, with street and number, if any, and the statement authorized by section fifty-three A, if any.

SECTION 3. Section 57 of said chapter 486 is hereby amended by inserting after the word "candidate" in lines 3 and 4 the words:— and the statement, if any, contained in his nomination papers as authorized by section fifty-three A.

Approved April 4, 1949.

AN ACT REQUIRING THE POSTING OF THE SCHEDULE OF ADMISSION PRICES, AND OTHER INFORMATION, BY MANAGERS OF TRAVELING ENTERTAINMENTS.

Chap.132

Be it enacted, etc., as follows:

Chapter 140 of the General Laws is hereby amended by inserting after section 181A, inserted by chapter 534 of the acts of 1948, the following section:—*Section 181B.* The manager of every traveling circus, carnival or other entertainment which members of the general public are invited to attend and view shall cause a complete schedule of the prices for admission to the same, and for seating or other necessary accommodations for its patrons, to be posted, in letters at least one inch high, in a conspicuous place at every box office, ticket booth or other location at which tickets or tokens for such admission are offered for sale. Any person violating this section shall be punished by a fine of not more than fifty dollars.

G. L. (Ter. Ed.), 140, new § 181B, added.

Managers of traveling entertainments shall post admission prices and other information.

Approved April 4, 1949.

AN ACT PROVIDING THAT THE FINANCIAL YEAR OF ALL FIRE, WATER, LIGHT AND IMPROVEMENT DISTRICTS SHALL END ON DECEMBER THIRTY-FIRST.

Chap.133

Be it enacted, etc., as follows:

SECTION 1. Chapter 41 of the General Laws is hereby amended by adding after section 119, as appearing in the Tercentenary Edition, the following section:—*Section 120.* The financial year of all fire, water, light and improvement districts shall end on December thirty-first, notwithstanding the provisions of special laws or district by-laws to the contrary; provided, that the district treasurer shall until January tenth enter on his books all items for the payment

G. L. (Ter. Ed.), 41, new § 120, added.

Financial year for all fire, water, etc., districts to end December thirty-first.

of bills incurred and salaries and wages earned during the previous year, and expenditures therefor shall be deemed to be as of the preceding December thirty-first.

Effective
date.

SECTION 2. The financial year of all fire, water, light and improvement districts shall end on December thirty-first, nineteen hundred and forty-nine, and this act shall take full effect on January first, nineteen hundred and fifty. In such districts if appropriations have been voted prior to December thirty-first, nineteen hundred and forty-nine, and funds remain for expenditures after said date, any unexpended balances of such appropriations may be expended in the period for which the appropriations were originally voted or may be used by the assessors as available funds in the determination of the nineteen hundred and fifty district tax rate.

Approved April 4, 1949.

Chap. 134 AN ACT RELATIVE TO THE RENEWAL OF CERTAIN TEMPORARY REVENUE LOANS BY CITIES, TOWNS AND DISTRICTS.

Be it enacted, etc., as follows:

Any city, town or district, with the approval of the board specified in clause nine of section eight of chapter forty-four of the General Laws, may extend, for a period or periods not exceeding, in the aggregate, six months beyond the maximum term provided by law for an original revenue loan, any loan issued in anticipation of the revenue of the year nineteen hundred and forty-nine or nineteen hundred and fifty, and the approval as aforesaid of any such extension shall authorize the issue of renewal notes for the period or periods so approved, notwithstanding the provisions of said chapter forty-four. During the time that any such revenue loan, extended as aforesaid, remains outstanding, none of the receipts from the collection of taxes assessed by such city, town or district for the year against the revenue of which such loan was issued or for prior years shall be appropriated for any purpose without the approval of said board.

Approved April 4, 1949.

Chap. 135 AN ACT AUTHORIZING CITIES TO INCREASE THEIR APPROPRIATIONS FOR RESERVE FUNDS, SO CALLED.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 40, § 5A,
etc., amended.

Authorizing
cities to in-
crease appro-
priations for
reserve funds.

Section 5A of chapter 40 of the General Laws, as amended by chapter 34 of the acts of 1937, is hereby further amended by striking out, in line 4, the words "one and one half" and inserting in place thereof the word: — three, — so as to read as follows: — *Section 5A.* To provide for extraordinary or unforeseen expenditures, a city may, prior to the date when the tax rate for the year is fixed, appropriate a sum not exceeding three per cent of the tax levy for the preceding year to be known as a reserve fund. No direct drafts against this fund shall be made, but transfers from the fund may from

time to time be voted by the city council upon recommendation of the mayor, and the city auditor or officer having similar duties shall make such transfers as are so voted.

Approved April 4, 1949.

AN ACT RELATIVE TO THE CERTIFICATION OF APPROPRIATION ORDERS BY CLERKS OF WATER AND IMPROVEMENT DISTRICTS.

Chap. 136

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by striking out section 15A, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: — *Section 15A.* City and town clerks and clerks of water and improvement districts shall, as soon as an order or vote appropriating money becomes effective, certify, in a city to the treasurer, assessors and auditor or similar officer, and in a town to the assessors and the town accountant, if any, otherwise to the treasurer, and in a district to the assessors and the accounting officer, if any, otherwise to the treasurer, each appropriation in detail, and the provisions made for meeting the same, if specified in the appropriation order or vote.

G. L. (Ter. Ed.), 41, § 15A, amended.

Certification of appropriation orders by clerks of cities, towns, water, etc., districts.

Approved April 4, 1949.

AN ACT ESTABLISHING THE SWANSEA WATER DISTRICT IN THE TOWN OF SWANSEA.

Chap. 137

Be it enacted, etc., as follows:

SECTION 1. The inhabitants of the town of Swansea, liable to taxation in said town and residing within the territory comprised within the following boundary lines, to wit: — beginning at a point in the state line between the town of Swansea and the state of Rhode Island at a point lying in the center of the channel of the Palmer river and running southeasterly by said state line to Mount Hope bay to the Somerset town line; thence northeasterly by the Somerset town line to a point or a corner; and thence by said Somerset town line to a point, which point is the southeasterly corner of the town of Swansea; thence turning and running northerly by the town line to a point one thousand feet north of Marvel street; thence turning and running westerly by a line one thousand feet distant from and parallel to the north side line of Marvel street to the easterly side line of Sharps Lot road; thence turning and running westerly, crossing said Sharps Lot road to the southeast corner of the town of Rehoboth; thence turning and running westerly by the southerly bound of the town of Rehoboth to a point in the center line of the channel of the Palmer river; thence turning and running southerly by the center line of the channel of the Palmer river to the point of beginning, — shall constitute a water district and are hereby made a body corporate by the name of the Swansea water district, herein-

after called the district, for the purpose of supplying themselves with water for the extinguishment of fires and for domestic and other purposes, with power to establish fountains and hydrants and to relocate and discontinue the same, to regulate the use of such water and to fix and collect rates to be paid therefor, and for the purposes of assessing and raising taxes as provided herein for the payment of such services, and for defraying the necessary expenses of carrying on the business of said district, subject to all general laws now or hereafter in force relating to such districts, except as otherwise provided herein. The district shall have power to prosecute and defend all actions relating to its property and affairs.

SECTION 2. For the purposes aforesaid, the district, acting by and through its board of water commissioners hereinafter provided for, may contract with any municipality, acting through its water department, or with any water company, or with any other water district, for whatever water may be required, authority to furnish the same being hereby granted, and may lay water mains anywhere within the town of Swansea for the purpose of securing said water supply, and, in addition or in the alternative, may take by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws, or acquire by lease, purchase or otherwise, and hold, the waters, or any portion thereof, of any pond, spring or stream, or of any ground sources of supply by means of driven, artesian or other wells, within the town of Swansea not already appropriated for the purposes of a public supply, and the water and flowage rights connected with any such water sources; and for said purposes may take as aforesaid, or acquire by purchase or otherwise, and hold, all lands, rights of way and other easements necessary for collecting, storing, holding, purifying and preserving the purity of the water and for conveying the same to any part of said district; provided, that no source of water supply or lands necessary for preserving the quality of the water shall be so taken or used without first obtaining the advice and approval of the department of public health, and that the location and arrangement of all dams, reservoirs, springs, wells, pumping, purification and filtration plants and such other works as may be necessary in carrying out the provisions of this act shall be subject to the approval of said department. Said district may construct and maintain on the lands acquired and held under this act proper dams, wells, springs, reservoirs, standpipes, tanks, pumping plants, buildings, fixtures and other structures including also the establishment and maintenance of filter beds and purification works or systems, and may make excavations, procure and operate machinery and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct pipe lines, wells and reservoirs and establish pumping works,

and may construct, lay, acquire and maintain aqueducts, conduits, pipes and other works under or over any land, water courses, railroad, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same; and for the purposes of constructing, laying, maintaining, operating and repairing such aqueducts, conduits, pipes and other works, and for all proper purposes of this act, the district may dig up or raise and embank any such lands, highways, or other ways in such manner as to cause the least hindrance to public travel on such ways; provided, that the manner in which all things are done upon any such way shall be subject to the direction of the selectmen of the town of Swansea. The district shall not enter upon, or construct or lay any conduit, pipe or other works within the location of any railroad corporation except at such time and in such manner as it may agree upon with such corporation, or, in the case of failure so to agree, as may be approved by the department of public utilities. Said district may enter upon any lands for the purpose of making surveys, test wells or pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 3. Any person sustaining damages in his property by any taking under this act or any other thing done under authority thereof may recover such damages from the district under chapter seventy-nine or chapter eighty A of the General Laws; but the right to damages for the taking of any water, water right or water source, or for any injury thereto, shall not vest until water is actually withdrawn or diverted under authority of this act.

SECTION 4. For the purpose of paying the necessary expenses and liabilities incurred under the provisions of this act, other than expenses of maintenance and operation, the district may borrow from time to time such sums as may be necessary, not exceeding in the aggregate one million five hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Swansea Water District Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

SECTION 5. The district shall, at the time of authorizing said loan or loans, provide for the payment thereof in accordance with section four of this act; and, when a vote to that effect has been passed, a sum which, with the income derived from water rates, will be sufficient to pay the annual expense of operating its water works and the interest as it accrues on the bonds or notes issued as aforesaid by the district, and to make such payments on the principal as may be required under this act, shall without further vote be

assessed upon the district by the assessors of said town of Swansea annually thereafter until the debt incurred by said loan or loans is extinguished.

SECTION 6. Any land taken or acquired under this act shall be managed, improved and controlled by the board of water commissioners hereinafter provided for, in such manner as they shall deem for the best interest of the district. All authority vested in said board by this section shall be subject to section nine.

SECTION 7. Whenever a tax is duly voted by the district for the purposes of this act, the clerk shall send a certified copy of the vote to the assessors of said town, who shall assess the same on property within the district in the same manner in all respects in which town taxes are required by law to be assessed; provided, that no estate shall be subject to any tax assessed on account of the system of water supply under this act if, in the judgment of the board of water commissioners hereinafter provided for, after a hearing, due notice hereof shall have been given, such estate is so situated that it will receive no aid in the extinguishment of fire from the said system of water supply, or both, or if such estate is so situated that the buildings thereon, or the buildings that might be constructed thereon, could not be supplied with water from said system in any ordinary or reasonable manner; but all other estates in the district shall be deemed to be benefited and shall be subject to such tax. A certified list of the estates exempt from taxation under the provisions of this section shall annually be sent by said board of water commissioners to said assessors, at the same time at which the clerk shall send a certified copy of the vote as aforesaid. The assessment shall be committed to the town collector, who shall collect said tax in the manner provided by law for the collection of town taxes, and shall deposit the proceeds thereof with the district treasurer for the use and benefit of the district. The district may collect interest on overdue taxes in the manner in which interest is authorized to be collected on town taxes.

SECTION 8. Any meeting of the voters of the territory included within the boundaries set forth in section one to be held prior to the acceptance of this act, and any meeting of the voters of the district to be held prior to the qualification of a majority of the water commissioners, shall be called, on petition of ten or more legal voters therein, by a warrant from the selectmen of said town, or from a justice of the peace, directed to one of the petitioners, requiring him to give notice of the meeting by posting copies of the warrant in two or more public places in the district seven days at least before the time of the meeting. Such justice of the peace, or one of the selectmen, shall preside at such meeting until a clerk is chosen and sworn, and the clerk shall preside until a moderator is chosen. At any meeting held hereunder prior to the acceptance of this act, after the choice of a moderator for the meeting the question of the acceptance of this

act shall be submitted to the voters, and if it is accepted by a majority of the voters present and voting thereon it shall thereupon take effect, and the meeting may then proceed to act on the other articles in the warrant. After the qualification of a majority of the water commissioners, meetings of the district shall be called by warrant under their hands, unless some other method be provided by by-laws or vote of the district.

SECTION 9. The district shall, after the acceptance of this act as aforesaid, elect by ballot, either at the same meeting at which this act shall have been accepted, or thereafter, at an annual meeting or at a special meeting called for the purpose, three persons, inhabitants of and voters in said district, to hold office, one until the expiration of three years, one until the expiration of two years, and one until the expiration of one year, from the day of the next succeeding annual district meeting, to constitute a board of water commissioners; and at every annual district meeting following such next succeeding annual district meeting one such commissioner shall be elected by ballot for the term of three years. The date of the next annual meeting shall be fixed by by-law or by vote of the board of water commissioners, but in no event shall it be later than fifteen months subsequent to the date on which the water commissioners were first elected. All the authority granted to said district by this act, except sections four and five, and not otherwise specifically provided for, shall be vested in said board of water commissioners, who shall be subject, however, to such instructions, rules and regulations as the district may by vote impose. At the meeting at which said water commissioners are first elected and at each annual district meeting held thereafter, the district shall elect by ballot, each for a term of one year, a clerk and a treasurer of the district. The treasurer shall not be a water commissioner, and shall give bond to the district in such an amount as may be approved by said water commissioners and with a surety company authorized to transact business in the commonwealth as surety. A majority of said water commissioners shall constitute a quorum for the transaction of business. Any vacancy occurring in said board from any cause may be filled for the remainder of the unexpired term by said district at any legal meeting called for the purpose. No money shall be drawn from the treasury of the district on account of its water works except upon a written order of said water commissioners or a majority of them.

SECTION 10. Said board of water commissioners shall fix just and equitable prices and rates for the use of water, and shall prescribe the time and manner of payment. The income of the water works shall be appropriated to defray all operating expenses, interest charges and payments on the principal as they shall accrue upon any bonds or notes issued under authority of this act. If there should be a net surplus remaining after providing for the aforesaid charges,

it may be appropriated for such new construction as said water commissioners may recommend, and in case a surplus should remain after payment for such new construction the water rates shall be reduced proportionately. If in any year there should be a deficiency of revenue, the commissioners shall in the following year fix the rate so as to meet such deficiency together with the estimated operating costs including interest and debt. Said commissioners shall annually, and as often as the district may require, render a report upon the condition of the works under their charge, and an account of their doings, including an account of receipts and expenditures.

SECTION 11. The district may adopt by-laws, prescribing by whom and how meetings of the district may be called, notified, and conducted; and, upon the application of ten or more legal voters in the district, meetings may also be called by warrant as provided in section eight. The district may also establish rules and regulations for the management of its water works, not inconsistent with this act or with any other provision of law, and may choose such other officers not provided for in this act as it may deem necessary or proper.

SECTION 12. Whoever wilfully or wantonly corrupts, pollutes or diverts any water obtained or supplied under this act, or wilfully or wantonly injures any reservoir, well, standpipe, aqueduct, pipe or other property owned or used by the district for any of the purposes of this act, shall forfeit and pay to the district three times an amount of damages assessed therefor, to be recovered in an action of tort, and upon conviction of any of the above wilful or wanton acts shall be punished by a fine of not more than three hundred dollars or by imprisonment for not more than one year, or both.

SECTION 13. Upon a petition in writing addressed to said board of water commissioners requesting that certain real estate, accurately described therein, located in said town and abutting on said district and not otherwise served by a public water supply be included within the limits thereof, and signed by the owners of such real estate, or a major portion of such real estate, said water commissioners shall cause a duly warned meeting of the district to be called, at which meeting the voters may vote on the question of including said real estate within the district. If a majority of the voters present and voting thereon vote in the affirmative the district clerk shall within ten days file with the town clerk of said town and with the state secretary an attested copy of said petition and vote; and thereupon said real estate shall become and be part of the district and shall be holden under this act in the same manner and to the same extent as the real estate described in section one.

SECTION 14. This act shall take full effect upon its acceptance by a majority vote of the voters of the territory included within said district by section one of this act present

and voting thereon, by the use of a check list, at a district meeting called, in accordance with section eight, within four years after its passage.

SECTION 15. Section 2 of chapter 254 of the acts of 1914, as amended by section 1 of chapter 339 of the acts of 1926, is hereby further amended by striking out, in line 2, the words "towns of Swansea and Dighton and their" and inserting in place thereof the words:— town of Dighton and its.

SECTION 16. Section 3 of said chapter 254, as amended by section 2 of said chapter 339, is hereby further amended by striking out, in line 7, the words "towns of Somerset or Swansea" and inserting in place thereof the words:— town of Somerset.

SECTION 17. Said chapter 254 is hereby further amended by striking out section 4, as amended by section 3 of said chapter 339, and inserting in place thereof the following section:— *Section 4.* Said town of Somerset shall have the right to lay its pipes or conduits in the town of Dighton along a direct road from the source of supply, in the public streets of such town or through private lands acquired in accordance with section three; provided, that no conduits or pipes shall be laid in a public way except under the direction of the selectmen of said town or of the state department of public works in the case of a state highway; and provided, further, that any public way in which work is done under this act shall be restored by said town of Somerset to a condition satisfactory to said state department or to said selectmen, as the case may be. *Approved April 4, 1949.*

AN ACT RELATIVE TO LIABILITIES INCURRED BY DEPARTMENTS OF CERTAIN CITIES AND TOWNS IN CASES OF EXTREME EMERGENCY.

Chap. 138

Be it enacted, etc., as follows:

Chapter 44 of the General Laws is hereby amended by striking out section 31, as amended by section 23 of chapter 358 of the acts of 1946, and inserting in place thereof the following section:— *Section 31.* No department financed by municipal revenue, or in whole or in part by taxation, of any city or town, except Boston, shall incur a liability in excess of the appropriation made for the use of such department, each item recommended by the mayor and voted by the council in cities, and each item voted by the town meeting in towns, being considered as a separate appropriation, except in cases of extreme emergency involving the health or safety of persons or property, and then only by a vote in a city of two thirds of the members of the city council, and in a town by a vote of two thirds of the selectmen. Payments of liabilities incurred under authority of this section may be made, with the written approval of the director, from any available funds in the

G. L. (Ter. Ed.), 44, § 31, etc., amended.

Liabilities incurred by departments of certain cities and towns in cases of extreme emergency, regulated.

treasury, and the amounts of such liabilities incurred shall be reported by the auditor or accountant or other officer having similar duties, or by the treasurer if there be no such officer, to the assessors who shall include the amounts so reported in the aggregate appropriations assessed in the determination of the next subsequent annual tax rate, unless the city or town has appropriated amounts specified to be for such liabilities; provided, that, if proceedings are brought in accordance with provisions of section fifty-three of chapter forty, no payments shall be made and no amounts shall be certified to the assessors until the termination of such proceedings.

Approved April 4, 1949.

Chap.139 AN ACT RELATIVE TO CENTRAL POOLS OF JURORS SUMMONED FOR ATTENDANCE UPON THE SUPERIOR COURT.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 212, new § 20A, added.

Central pools of jurors for attendance upon the superior court, authorized.

Chapter 212 of the General Laws is hereby amended by inserting after section 20, as appearing in the Tercentenary Edition, the following section: — *Section 20A.* The superior court may in counties where more than one session is held simultaneously for civil or criminal business or for civil and criminal business require that jurors be held in a central pool and assigned to the several sessions in such manner as the court shall order. It may in its discretion order that writs of venire facias for jurors issue for the total number of jurors required for all sessions at any sitting without specifying therein that they are required for civil or criminal business. Jurors so drawn shall be subject to be used interchangeably for civil or criminal business.

The justices of the superior court may designate not more than two officers appointed under section seventy of chapter two hundred and twenty-one to attend the central pool of jurors in the county for which they are appointed. The officers so designated shall perform their duties under the direction of the court, and receive such compensation to be paid by the county as the justices shall establish.

Approved April 4, 1949.

Chap.140 AN ACT TO PERMIT THE APPORTIONMENT BETWEEN PRINCIPAL AND INCOME OF THE EXPENSES, COSTS AND COUNSEL FEES OF CERTAIN FIDUCIARIES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 206, § 16, etc., amended.

Compensation and expenses of executor, etc.

Chapter 206 of the General Laws is hereby amended by striking out section 16, as amended by chapter 36 of the acts of 1941, and inserting in place thereof the following section: — *Section 16.* An executor, administrator, guardian, conservator or trustee shall be allowed his reasonable expenses, costs and counsel fees incurred in the execution of his trust, and shall have such compensation for services

as the court may allow. Such compensation, expenses, costs and counsel fees may be apportioned between principal and income as the court may determine.

Approved April 4, 1949.

AN ACT MAKING A CERTAIN VETERAN OF WORLD WAR II ELIGIBLE TO BE EXAMINED FOR REGISTRATION AS A QUALIFIED PHYSICIAN. Chap.141

Be it enacted, etc., as follows:

Notwithstanding any provision of law to the contrary, Irving Walter Harvey, who served in the armed forces of the United States during World War II and has received an honorable discharge therefrom, and who graduated from a medical school in this commonwealth before June thirtieth, nineteen hundred and forty-eight, and who, while a resident of this commonwealth, served for one year prior to January first, nineteen hundred and forty-nine as an interne, as provided in section nine of chapter one hundred and twelve of the General Laws, shall be eligible to be an applicant for registration as a qualified physician, shall be examined for such registration by the board of registration in medicine, and shall be subject to and have the benefit of all pertinent provisions of law relative to such eligibility and examination.

Approved April 5, 1949.

AN ACT PROVIDING FOR THE ACQUISITION, MAINTENANCE AND OPERATION OF THE STEAMSHIP LINE OPERATING BETWEEN NEW BEDFORD, FALMOUTH AND THE ISLANDS OF NANTUCKET AND MARTHA'S VINEYARD, AND PROVIDING FOR THE FINANCING THEREOF. Chap.142

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide without delay adequate transportation facilities between New Bedford, Falmouth and the islands of Martha's Vineyard and Nantucket, without cost to the commonwealth, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. Subdivision (b) of section 5 of chapter 544 of the acts of 1948 is hereby amended by inserting after the word "amount", in line 6, the words: — to be outstanding at any one time, including refunding bonds but excluding the bonds to be refunded thereby, — so as to read as follows: — (b) To issue bonds of the Authority payable solely from the funds herein provided for such payment for the purpose of paying all or any part of the cost of the project, and for replacements and new construction or acquisition of vessels and other facilities required to provide adequate service, the total amount to be outstanding at any one time, including

refunding bonds but excluding the bonds to be refunded thereby, not to exceed six million dollars.

SECTION 2. Section 9 of said chapter 544 is hereby amended by striking out the first paragraph and inserting in place thereof the following:— The revenues derived from the operation of the steamship line shall be set aside at regular intervals in the following order, in the following amounts and for the following purposes, all as may be provided in the resolution authorizing the issuance of the bonds:

First: to an operations fund, an amount sufficient to pay the cost of maintenance, repair and operation of the steamship line and to maintain working capital for such purposes, in the amount hereinafter established;

Second: to the sinking fund, an amount sufficient to provide for the payment of the interest on and for the amortization and payment of the principal of all bonds as the same shall become due and payable;

Third: to a replacement fund, if so provided in such resolution, such amount, if any, as the Authority may deem necessary or advisable for depreciation of property and for obsolescence and losses in respect to property sold, destroyed or abandoned;

Fourth: to the reserve fund hereinafter established, an amount sufficient to maintain said fund at the amount originally established as hereinafter provided and thereafter to make any reimbursement as hereinafter provided for any moneys which shall have been paid by the commonwealth under this section; and

Fifth: to the sinking fund, all of the remaining revenues, to be used within a reasonable time for the purchase or redemption of bonds.

There shall be set aside from the proceeds of the bonds initially issued under the provisions of this act, notwithstanding anything to the contrary herein contained, (a) an amount sufficient to reimburse the commonwealth as provided in section fifteen of this act, (b) the sum of two hundred thousand dollars to establish the reserve fund, and (c) a sum not exceeding two hundred thousand dollars to the operations fund for working capital.

SECTION 3. The provisions of section nine of said chapter five hundred and forty-four, as amended by section two of this act, relating to the disposition of the revenues derived from the operation of the steamship line, shall supersede the discretionary power of the Authority to secure its bond by a trust agreement with a corporate trustee, but the resolution authorizing the bonds may provide for the holding and application of the proceeds of the bonds and said revenues by a depository or fiscal agent as directed in such resolution.

SECTION 4. Said chapter 544 is hereby further amended by striking out section 13 and inserting in place thereof the following section:— *Section 13.* The Authority is hereby authorized and empowered from funds provided under the authority of this act to purchase the entire capital stock of

the Massachusetts Steamship Lines, Incorporated, a Massachusetts corporation, at a price and upon such terms and conditions as the Authority may deem proper and as may be agreed by it and the seller or sellers. If the Authority shall be unable to purchase the entire capital stock of the corporation it may purchase such part as is available for sale, but in no event less than ninety-five per cent of the shares of each class then outstanding. Upon such purchase, the Authority shall cause said corporation, after complying with the provisions of section forty-two of chapter one hundred and fifty-six of the General Laws, to transfer its property and assets to the Authority.

SECTION 5. This act shall not affect the validity of any and all acts of the Authority and of the Massachusetts Steamship Lines, Incorporated, performed under the provisions of section thirteen of chapter five hundred and forty-four of the acts of nineteen hundred and forty-eight or any rights which may have been acquired under said section.

Approved April 7, 1949.

AN ACT ESTABLISHING IN THE TOWN OF FRAMINGHAM REPRESENTATIVE TOWN GOVERNMENT BY LIMITED TOWN MEETINGS.

Chap. 143

Be it enacted, etc., as follows:

SECTION 1. There is hereby established in the town of Framingham the form of representative town government by limited town meetings hereinafter set forth.

SECTION 2. Upon the acceptance of this act by said town, as hereinafter provided, the selectmen shall forthwith divide the territory thereof into eight voting precincts, each of which shall be plainly designated and shall contain approximately an equal number of registered voters. The precincts shall be so established as to consist of compact and contiguous territory to be bounded, as far as possible, by the center line of known streets and ways or by other well-defined limits. The boundaries shall be reviewed and, if need be, wholly or partly revised by the selectmen in May, once in five years, or in May of any year when so directed by a vote of a representative town meeting held not later than April twentieth of that year. The selectmen shall, within ten days after any establishment or revision of the precincts, file a report of their doings with the town clerk, the registrars of voters and the assessors, with a map or maps or description of the precincts and the names and residences of the registered voters therein. The selectmen shall also cause to be posted in the memorial building a map or maps or description of the precincts as established or revised from time to time, or cause the same to be published in a newspaper published in the town. The division of the town into voting precincts and any revision of such precincts shall take effect upon the date of the filing of the

report thereof by the selectmen with the town clerk. Whenever the precincts are established or revised, the town clerk shall forthwith give written notice thereof to the state secretary, stating the number and designation of precincts. Meetings of the registered voters of the several precincts for elections or primaries and for voting on any question to be submitted to all the registered voters of the town shall be held simultaneously and at such place or places within the town as the selectmen shall in the warrant for such meeting direct. The provisions of the general laws relating to precinct voting at elections, so far as the same are not inconsistent with this act, shall apply to all elections and primaries in the town upon the establishment of voting precincts as above provided.

SECTION 3. Upon the acceptance of this act by the town and after the establishment of precincts as provided in section two, the registered voters in every precinct, at an election to be held on the first Monday of the March following such acceptance, and at elections held on the first Monday of March of each second year thereafter, shall elect by ballot twenty-five registered voters resident in the precinct, other than persons elected or appointed to some other town office, to be members of the representative town meeting for a term of two years. The town clerk shall after every election of town meeting members, forthwith notify each member by mail of his election.

SECTION 4. Nominations of candidates for town meeting members to be elected under this act shall be made by nomination papers, which shall bear no political designation, shall be signed by not less than twenty-five voters in the precinct in which the candidate resides, and shall be filed with the town clerk no later than five o'clock post meridian on the fourth Monday preceding the election. No nomination papers shall be valid in respect to any candidate whose written acceptance is not thereon or attached thereto when filed, or which purport to nominate a person elected or appointed to some other town office.

SECTION 5. A town meeting member may resign by filing a written resignation with the town clerk and such resignation shall take effect on the date of such filing. A town meeting member who removes from the town or who is elected or appointed to any other town office shall cease to be a town meeting member. Notice of any vacancy in the full number of town meeting members from any precinct shall be given at once by the town clerk to the remaining members from that precinct and he shall call a special meeting of the remaining members from that precinct, not less than five nor more than fourteen days later, at a time and at a place within the town to be designated by him, for the purpose of filling such vacancy. At said special meeting a majority of said remaining members shall constitute a quorum. The choice to fill any vacancy shall be by ballot, and a plurality of the votes cast shall be required

for a choice. The town clerk shall count the ballots, make a certificate of the choice, and notify the person so chosen; and, upon receipt by the town clerk of a written acceptance by the person so chosen, that person shall be deemed elected and qualified as a town meeting member, subject to the right of all the town meeting members to judge of the election and qualification of members, as provided in section six.

SECTION 6. The town clerk shall notify the town meeting members of the time and place at which town meetings are to be held, the notices to be sent by mail at least seven days before the meeting. The town meeting members, as aforesaid, shall be the judges of the election and qualifications as set forth in this act, of their members. Eighty town meeting members shall constitute a quorum for doing business, but a less number may organize temporarily and may adjourn from time to time. All town meetings shall be public. Town meeting members as such shall receive no compensation. Subject to such conditions as may be determined from time to time by the members of the representative town meeting, any registered voter of the town, although not a town meeting member, shall have the right to speak at least once on any matter coming before any town meeting, but only elected town meeting members shall vote on such matters.

SECTION 7. It shall be the duty of the chairman of each board or committee of the town, elected or appointed, the head of each department, and the town counsel to attend throughout that part of each town meeting at which matters other than those to be acted upon and determined otherwise than by ballot are to be considered.

SECTION 8. The articles in the warrant for every town meeting, so far as they relate to the election of town officers and town meeting members, and, as herein provided, to referenda, and all matters to be acted upon and determined by ballot, shall be so acted upon and determined by the registered voters of the town in their respective precincts. All other articles in the warrant for any town meeting, beginning with the town meeting at which said town meeting members are first elected, shall be acted upon and determined exclusively by town meeting members at a meeting to be held at such time and place as shall be set forth by the selectmen in the warrant for the meeting, subject to the referendum provided for by section nine hereof.

SECTION 9. No vote, except a vote to adjourn or authorizing the borrowing of money in anticipation of the receipt of taxes for the current year, passed at any representative town meeting shall be operative until the expiration of five days, exclusive of Sundays and holidays, from the dissolution of the meeting. If, within said five days, a petition, signed by not less than five per cent of the registered voters in the town, containing their names and addresses as they appear on the list of registered voters, is filed with the selectmen, asking that the question or questions involved

in such vote be submitted to the registered voters of the town at large, then the selectmen, after the expiration of five days, shall forthwith call a special meeting for the sole purpose of presenting to the registered voters at large the question or questions so involved. The polls shall be opened at twelve o'clock noon and shall be closed not earlier than eight o'clock in the evening, and all votes upon any question so submitted shall be taken by ballot and the check list used in the several precinct meetings in the same manner as in the election of town officers. The questions so submitted shall be determined by vote of the same proportion of voters at large voting thereon as would have been required by law of the town meeting members, had the question been finally determined at a representative town meeting. The questions so submitted shall be stated upon the ballot in substantially the same language and form in which they were stated when presented to the representative town meeting by the moderator and as appears from the records of said meeting. If such a petition is not filed within said period of five days, the vote of the representative town meeting shall become operative and effective at the expiration of said period.

SECTION 10. This act shall be submitted to the registered voters of the town of Framingham for acceptance at the biennial state election in the year nineteen hundred and fifty in the form of the following question which shall be placed upon the official ballot to be used in said town at said election: "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled 'An Act establishing in the town of Framingham representative town government by limited town meetings', be accepted by this town?" If a majority of the voters voting on this question shall vote in the affirmative, this act shall take effect forthwith so far as it relates to dividing the territory of the town into eight precincts as provided in section two of this act; and so far as it relates to the election of town meeting members, it shall take effect for the purposes of the town election to be held on the first Monday of March thereafter and for all things pertaining thereto.

Approved April 7, 1949.

Chap. 144 AN ACT AUTHORIZING THE TOWN OF WARE TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING A SCHOOL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Ware may borrow from time to time within a period of three years from the passage of this act such sums as may be necessary, not exceeding, in the aggregate, three hundred thousand dollars, and may issue bonds or notes therefor,

which shall bear on their face the words, Ware School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved April 8, 1949.

AN ACT AUTHORIZING THE TOWN OF NORTON TO BORROW Chap.145
MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing additions to the elementary school building, and originally equipping and furnishing said additions, the town of Norton may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, Norton School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit of indebtedness and shall, except as herein provided, be subject to chapter forty-four of the General Laws exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved April 8, 1949.

AN ACT RELATIVE TO THE APPROPRIATION OF MONEY BY Chap.146
THE TOWN OF EDGARTOWN FOR ADVERTISING THE TOWN
AND FOR PUBLIC ENTERTAINMENTS.

Be it enacted, etc., as follows:

SECTION 1. The town of Edgartown may, by a two thirds vote, at an annual or special town meeting, after due legal notice thereof in the warrants under which said meetings are called, appropriate annually a sum not exceeding three thousand dollars for the purpose of advertising the advantages of the town and for providing amusement or entertainments of a public character.

SECTION 2. Chapter 97 of the acts of 1913 is hereby repealed.

SECTION 3. This act shall take effect upon its passage.

Approved April 8, 1949.

Chap. 147 AN ACT AUTHORIZING THE TOWN OF SHARON TO FURNISH AND SELL WATER TO THE TOWN OF CANTON AND TO PURCHASE WATER FROM THE TOWN OF FOXBOROUGH AND AUTHORIZING THE TOWN OF FOXBOROUGH TO PURCHASE WATER FROM THE TOWN OF SHARON.

Be it enacted, etc., as follows:

SECTION 1. The town of Sharon may furnish and sell water to the town of Canton, which is hereby authorized to purchase water so sold.

SECTION 2. The town of Sharon may purchase water from the town of Foxborough, which is hereby authorized to furnish and sell water so purchased.

SECTION 3. The town of Foxborough may purchase water from the town of Sharon, which is hereby authorized to furnish and sell water so purchased.

SECTION 4. This act shall take effect upon its passage.

Approved April 8, 1949.

Chap. 148 AN ACT AUTHORIZING THE APPOINTMENT AS SPECIAL POLICE OFFICERS OF EMPLOYEES OF THE PORT OF BOSTON AUTHORITY.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to provide for the appointment without delay of the police officers referred to therein, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 147,
new § 10A,
added.

Employees of
Port of Boston
Authority may
be appointed
special police
officers, etc.

Chapter 147 of the General Laws is hereby amended by inserting after section 10 the following section:— *Section 10A.* The commissioner may, at the request of the Port of Boston Authority, appoint as special police officers employees of said Authority. Such special police officers shall serve for one year, subject to removal by the commissioner, and they shall have the same power to make arrests as the state police for any criminal offence committed in or upon lands, piers or structures within the charge of said Authority. They shall report to the commissioner as to their official acts at such times and in such manner as he may require. They shall serve without pay, except their regular compensation as employees of said Authority, and they shall receive no fees for services or return of any criminal process.

Approved April 8, 1949.

Chap. 149 AN ACT REPEALING CERTAIN PROVISIONS OF LAW RELATIVE TO FISHING IN A CERTAIN LAKE IN THE TOWN OF WEBSTER.

Be it enacted, etc., as follows:

SECTION 1. Chapter 110 of the acts of 1896, as amended by chapter 392 of the acts of 1914, relative to fishing in Lake

Chaubunagungamaug, more commonly known and truly named Lake Chargoggagoggmanchauggagoggchaubunagungamaugg, in the town of Webster, is hereby repealed.

SECTION 2. This act shall take effect upon its passage.

Approved April 8, 1949.

AN ACT VALIDATING THE ACTION OF A SPECIAL TOWN MEETING OF THE INHABITANTS OF THE TOWN OF CARVER HELD ON NOVEMBER THIRTIETH, NINETEEN HUNDRED AND FORTYEIGHT.

Chap. 150

Be it enacted, etc., as follows:

SECTION 1. The action of the town of Carver whereby it voted at a town meeting held on November thirtieth, nineteen hundred and forty-eight to accept the offer of the Union Cemetery of South Carver to transfer to said town and said town to receive, hold and maintain the property of said cemetery corporation, as authorized by chapter one hundred and seventy-three of the acts of nineteen hundred and forty-eight, is hereby validated and confirmed in so far as such action may be invalid by reason of the fact that said acceptance was not voted within six months of the effective date of said chapter one hundred and seventy-three.

SECTION 2. This act shall take effect upon its passage.

Approved April 8, 1949.

AN ACT AUTHORIZING THE CITY OF NORTH ADAMS TO APPROPRIATE MONEY FOR THE PAYMENT OF, AND TO PAY, CERTAIN UNPAID BILLS.

Chap. 151

Be it enacted, etc., as follows:

SECTION 1. The city of North Adams is hereby authorized to appropriate money for the payment of, and after such appropriation the treasurer of said city is hereby authorized to pay, such of the unpaid bills incurred by said city and totalling eight hundred and eighty-one dollars and eighty cents, as set forth in the list on file in the office of the director of accounts in the department of corporations and taxation, as are legally unenforceable against said city, either by reason of their being incurred in excess of available appropriations or by reason of the failure of said city to comply with the provisions of its charter, and as are certified for payment by the heads of the departments wherein the bills were contracted; provided, that the money so appropriated to pay such bills shall be raised by taxation in said city.

SECTION 2. No bill shall be approved by the city auditor of said city for payment or paid by the treasurer thereof under authority of this act unless and until certificates have been signed and filed with said city auditor, stating under the penalties of perjury that the goods, materials or services for which bills have been submitted were ordered by an offi-

cial or an employee of said city, and that such goods and materials were delivered and actually received by said city or that such services were rendered to said city, or both.

SECTION 3. Any person who knowingly files a certificate required by section two which is false and who thereby receives payment for goods, materials or services which were not received by or rendered to said city shall be punished by imprisonment for not more than one year or by a fine of not more than three hundred dollars, or both.

SECTION 4. This act shall take effect upon its passage.

Approved April 8, 1949.

Chap. 152 AN ACT FURTHER REGULATING THE HOLDING OF TOWN MEETINGS.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make its provisions apply to town meetings in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 39, § 10,
etc., amended.

SECTION 1. Section 10 of chapter 39 of the General Laws, as most recently amended by chapter 182 of the acts of 1939, is hereby further amended by inserting after the third sentence the following:— The town meeting may be held in not more than two places; provided, that the two places are connected by means of a public address system and loud speakers so that the proceedings in both places may be heard and participated in by all the voters present in both places.

G. L. (Ter.
Ed.), 39, § 14,
etc., amended.

SECTION 2. Section 14 of said chapter 39, as amended, is hereby further amended by adding at the end the following paragraph:—

Assistant mod-
erator may be
appointed to
act as mod-
erator under
certain con-
ditions.

If, as provided for in section ten, a town meeting is held in separate places equipped with a public address system and loud speaker facilities, the moderator may appoint an assistant moderator to preside at the place of meeting whereat the moderator is not present. The assistant moderator shall have all the powers vested by law in the moderator to preside at and regulate the proceedings in the meeting at which he presides except that he shall not recognize any citizen desiring to address the meeting except after first obtaining permission of the moderator.

Approved April 8, 1949.

AN ACT EXTENDING THE TIME WITHIN WHICH THE TOWN OF HANSON MAY BORROW MONEY FOR THE CONSTRUCTION AND FURNISHING OF A NEW SCHOOL BUILDING, AND INCREASING THE AMOUNT WHICH MAY BE SO BORROWED. Chap.153

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 395 of the acts of 1947 is hereby amended by striking out, in line 4, the word "five" and inserting in place thereof the word: — seven, — and by striking out, in line 5, the words "one hundred" and inserting in place thereof the words: — three hundred and fifty, — so as to read as follows:— *Section 1.* For the purpose of constructing and originally equipping and furnishing a school building, the town of Hanson may borrow, from time to time, within a period of seven years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, three hundred and fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Hanson School Loan, Act of 1947. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.
Approved April 8, 1949.

AN ACT AUTHORIZING THE TOWN OF HAWLEY TO BORROW MONEY FOR SCHOOL PURPOSES. Chap.154

Be it enacted, etc., as follows:

SECTION 1. For the purpose of remodeling and constructing additions to schoolhouses, including the original equipment and furnishing of said additions, the town of Hawley may borrow from time to time within a period of five years from the passage of this act such sums as may be necessary, not exceeding in the aggregate twenty thousand dollars, and may issue bonds or notes of the town which shall bear on their face the words Hawley School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to the applicable provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.
Approved April 8, 1949.

Chap.155 AN ACT TO AUTHORIZE THE TOWN OF SALISBURY TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing a new school building and originally equipping and furnishing the same, or for constructing an addition to the present elementary school building and for originally equipping and furnishing said addition, the town of Salisbury may borrow, from time to time, within a period of five years from the passage of this act, such sums of money as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, Salisbury School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit of indebtedness and shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved April 8, 1949.

Chap.156 AN ACT RELATIVE TO THE FILLING AND LEVELLING OF THE SITES OF DEMOLISHED OR REMOVED BUILDINGS OR STRUCTURES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 111, new § 128A, added.

Board of health may regulate levelling of sites of demolished buildings.

G. L. (Ter. Ed.), 143, § 7, amended.

Site of a demolished building shall be levelled, etc.

G. L. (Ter. Ed.), 143, § 3, etc., amended.

Cities and towns may regulate construction, repair, removal, etc., of buildings, etc.

SECTION 1. Chapter 111 of the General Laws is hereby amended by inserting after section 128 the following section: — *Section 128A.* The board of health may adopt and, from time to time, revise regulations requiring that the site of a demolished or removed building or structure be levelled to uniform grade by a sanitary fill proper to prevent rodent harborage and other insanitary conditions.

SECTION 2. Section 7 of chapter 143 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following sentence: — If such a building or structure is taken down or removed, the lot shall be levelled to uniform grade by a proper sanitary fill to cover any cellar or foundation hole and any rubble not removed.

SECTION 3. The first paragraph of section 3 of said chapter 143, as amended by section 2 of chapter 363 of the acts of 1946, is hereby further amended by inserting after the word "repair" in line 8 the words: — , demolition, removal, — so as to read as follows: — Every city, subject to the provisions of its charter and of any amendments thereto, and of any special law, relative to the enactment of ordinances, and every town, for the

prevention of fire and the preservation of life, health and morals, by ordinances or by-laws consistent with law and applicable throughout the whole or any defined part of its territory, may regulate the inspection, materials, construction, alteration, repair, demolition, removal, height, area, location and use, and may require permits or licenses therefor, of buildings and other structures within its limits, except such as are owned or occupied by the United States, or owned or occupied by the commonwealth or by any county, and except bridges, quays and wharves, and may prescribe penalties not exceeding one hundred dollars for every violation of such ordinances or by-laws.

SECTION 4. Said section 3 of said chapter 143 is hereby further amended by adding at the end the following paragraph:—

G. L. (Ter. Ed.), 143, § 3, further amended.

The officer or board charged with the duty of issuing permits or licenses for the demolition or removal of a building or structure situated at a site for which no building permit for re-use of the land has been issued, shall require the lot to be levelled to uniform grade by a proper sanitary fill to cover any cellar or foundation holes and any rubble not removed.

Licensing board shall require site of a demolished building levelled.

SECTION 5. Section 9 of said chapter 143, as amended by section 2 of chapter 697 of the acts of 1945, is hereby further amended by inserting after the first sentence the following sentence:—In the case of such demolition, the inspector of buildings shall cause such lot to be levelled to uniform grade by a proper sanitary fill.

G. L. (Ter. Ed.), 143, § 9, etc., amended.

Building inspector to have lot levelled.

Approved April 8, 1949.

AN ACT RELATIVE TO CERTAIN PROPERTY IN THE TOWN OF WALPOLE WHICH WAS SOLD AND CONVEYED TO SAID TOWN BY THE COMMONWEALTH.

Chap. 157

Be it enacted, etc., as follows:

Section 1 of chapter 376 of the acts of 1948 is hereby amended by striking out the last sentence and inserting in place thereof the following sentence:—Said property shall only be used, let, leased or sold for veterans' housing purposes, or to provide suitable headquarters for any veterans' organization for which the town now is authorized to furnish headquarters, and conveyed by a deed or deeds approved as to form by the attorney general.

Approved April 8, 1949.

AN ACT TO AUTHORIZE THE TOWN OF EAST LONGMEADOW TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING SCHOOL BUILDINGS.

Chap. 158

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing new school buildings, the town of East Longmeadow may borrow, from time to time, within

a period of five years from the date on which this act becomes fully effective as provided in the following section, such sums as may be necessary, not exceeding, in the aggregate five hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, East Longmeadow School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall be submitted for acceptance to the voters of said town at any town meeting held within three years after its passage in the form of the following question which shall be placed on the official ballot for the election of town officers, if action is to be taken at an annual town meeting, or on a printed ballot to be prepared for use in connection with the voting list if action is taken at a special town meeting: "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled, 'An Act to authorize the town of East Longmeadow to borrow money for the purpose of constructing, equipping and furnishing school buildings', be accepted?" If a majority of the votes in answer to said question is in the affirmative, then the act shall thereupon become fully effective, but not otherwise.

Approved April 8, 1949.

Chap.159 AN ACT AUTHORIZING THE TRANSFER OF CERTAIN LAND ON CHURCH STREET IN THE CITY OF BOSTON FROM THE SCHOOL DEPARTMENT TO THE PUBLIC WELFARE DEPARTMENT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The school committee of the city of Boston is hereby authorized to transfer to the overseers of the public welfare of said city, acting as a department of said city, control and charge of any part or parts or the whole of the parcel of land containing approximately fifty-three hundred and twenty-eight square feet situated on the southwesterly side of Church street, between Fayette and Knox streets, in said city, and held by said city for school purposes. Said transfer shall take effect upon acceptance thereof by vote of said overseers of the public welfare. Thereafter so much of said land as is transferred hereunder shall be under the control and charge of said overseers of the public welfare and shall be held like any land held by said city for the purposes of its public welfare department.

SECTION 2. This act shall take full effect upon its acceptance during the current year by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved April 8, 1949.

AN ACT CHANGING THE NAME OF THE BROOKLINE STREET-ESSEX STREET-COTTAGE FARM BRIDGE OVER THE CHARLES RIVER BASIN BETWEEN THE CITIES OF BOSTON AND CAMBRIDGE TO BOSTON UNIVERSITY BRIDGE. Chap.160

Be it enacted, etc., as follows:

SECTION 1. The Brookline Street-Essex Street-Cottage Farm bridge, known as Cottage Farm bridge, and crossing the Charles river basin from Boston to Cambridge, shall hereafter be known, designated and called the Boston University bridge.

SECTION 2. The metropolitan district commission, having charge of the support, management and repair of said bridge, is hereby authorized and directed to place upon said bridge in a conspicuous place a tablet or marker dedicated to Boston University.

Approved April 8, 1949.

AN ACT PROVIDING FOR A LIMITATION OF THE TERM OF A PERSON ELECTED TO FILL A VACANCY IN THE SCHOOL COMMITTEE OF THE CITY OF GLOUCESTER. Chap.161

Be it enacted, etc., as follows:

SECTION 1. Section 25 of chapter 611 of the acts of 1908 is hereby amended by striking out, in line 5, the words "for the unexpired term" and inserting in place thereof the words: — until the next municipal election when the voters shall elect a person for the balance of the unexpired term, — so as to read as follows:— *Section 25.* If there is a vacancy in the school committee by failure to elect or otherwise, the municipal council and the remaining members of the school committee shall meet in joint convention and elect a suitable person to fill the vacancy until the next municipal election when the voters shall elect a person for the balance of the unexpired term. The mayor, if present, shall preside at such convention.

SECTION 2. This act shall be submitted for acceptance to the registered voters of the city of Gloucester at its regular city election in the current year in the form of the following question which shall be placed upon the official ballot to be used at said election:— "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled 'An Act providing for a limitation of the term of a person elected to fill a vacancy in the school committee of the city of Gloucester', be accepted?" If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon take full effect, but not otherwise.

Approved April 8, 1949.

Chap.162 AN ACT AUTHORIZING THE RESTORATION OF MARTIN J. GAUGHAN TO THE ELIGIBLE LIST FOR POLICE OFFICERS IN THE CITY OF HOLYOKE.

Be it enacted, etc., as follows:

SECTION 1. The director of civil service is hereby authorized and directed, upon the request of the mayor of the city of Holyoke, to restore Martin J. Gaughan to the eligible list for police officers in the police department of said city without examination and in accordance with the civil service law and rules, if and when an eligible list is established for said city.

SECTION 2. This act shall take full effect upon its acceptance, during the current year, by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved April 8, 1949.

Chap.163 AN ACT AUTHORIZING CITIES AND TOWNS TO MAKE APPROPRIATIONS FOR THE SUPPRESSION AND ERADICATION OF RAGWEED.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 40, § 5, etc., amended.

Section 5 of chapter 40 of the General Laws, as amended, is hereby further amended by inserting after clause (36) the following clause:—

Cities and towns may appropriate money for eradication of ragweed.

(36A) For acquiring information regarding the growth of ragweed within its limits and for doing such things as are considered necessary to suppress, eradicate and destroy ragweed. Such appropriations shall be expended under the direction of such department as may be designated by the town meeting in a town or the city council in a city. Duly authorized officials of any city or town in which such appropriations are voted, or their agents, representatives or employees, may enter upon land within the limits thereof to carry out the purposes for which such appropriations are voted.

Approved April 8, 1949.

Chap.164 AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF HAMPSHIRE COUNTY TO EXPEND MONEY FOR ADVERTISING THE RECREATIONAL, INDUSTRIAL AND AGRICULTURAL ADVANTAGES OF THE COUNTY.

Be it enacted, etc., as follows:

Section 1 of chapter 105 of the acts of 1939 is hereby amended by inserting after the word "recreational", in line 2, the words:—, industrial and agricultural,— so that the first sentence will read as follows:— The county commissioners of Hampshire county, for the purpose of advertising the recreational, industrial and agricultural advantages of said county, may expend such sums, not exceeding, in the aggregate, five thousand dollars in any

one year, as may be appropriated therefor; provided, that such expenditures from money so appropriated shall not at any time be more than the sum which shall have been contributed by public subscription or by donation deposited with the county treasurer for the purpose aforesaid.

Approved April 8, 1949.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF FRANKLIN COUNTY TO EXPEND MONEY FOR ADVERTISING THE RECREATIONAL, INDUSTRIAL AND AGRICULTURAL ADVANTAGES OF THE COUNTY. Chap.165

Be it enacted, etc., as follows:

Section 1 of chapter 106 of the acts of 1939 is hereby amended by inserting after the word "recreational", in line 2, the words:—, industrial and agricultural,—so that the first sentence will read as follows:— The county commissioners of Franklin county, for the purpose of advertising the recreational, industrial and agricultural advantages of said county, may expend such sums, not exceeding, in the aggregate, five thousand dollars in any one year, as may be appropriated therefor; provided, that such expenditures from money so appropriated shall not at any time be more than the sum which shall have been contributed by public subscription or by donation deposited with the county treasurer for the purpose aforesaid.

Approved April 8, 1949.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF HAMPDEN COUNTY TO EXPEND MONEY FOR ADVERTISING THE RECREATIONAL, INDUSTRIAL AND AGRICULTURAL ADVANTAGES OF THE COUNTY. Chap.166

Be it enacted, etc., as follows:

Section 1 of chapter 107 of the acts of 1939 is hereby amended by inserting after the word "recreational", in line 2, the words:—, industrial and agricultural,—so that the first sentence will read as follows:— The county commissioners of Hampden county, for the purpose of advertising the recreational, industrial and agricultural advantages of said county, may expend such sums, not exceeding, in the aggregate, five thousand dollars in any one year, as may be appropriated therefor; provided, that such expenditures from money so appropriated shall not at any time be more than the sum which shall have been contributed by public subscription or by donation deposited with the county treasurer for the purpose aforesaid.

Approved April 8, 1949.

Chap.167 AN ACT RELATIVE TO LEAVES OF ABSENCE OF PERMANENT CIVIL SERVICE EMPLOYEES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 31, § 15D, etc., amended.

Section 15D of chapter 31 of the General Laws, inserted by section 5 of chapter 704 of the acts of 1945, is hereby amended by striking out the paragraph defining the word "Absence" and inserting in place thereof the following paragraph: —

"Absence" defined.

"Absence", as used in this section, shall not include absence because of military service or illness, absence on educational leaves or absence on leaves of absence in lieu of lay-off resulting from lack of work or lack of money.

Approved April 8, 1949.

Chap.168 AN ACT REPEALING CERTAIN TEMPORARY PROVISIONS OF LAW RELATING TO TRANSFERS OF CIVIL SERVICE EMPLOYEES.

Be it enacted, etc., as follows:

Chapter 492 of the acts of 1943 is hereby repealed.

Approved April 8, 1949.

Chap.169 AN ACT REPEALING CERTAIN TEMPORARY PROVISIONS OF THE CIVIL SERVICE LAW RELATING TO APPOINTMENTS AND PROMOTIONS THEREUNDER DURING THE WAR EMERGENCY.

Be it enacted, etc., as follows:

Sections 3A, 3B and 3C of chapter 708 of the acts of 1941, inserted by section 2 of chapter 610 of the acts of 1945, are hereby repealed.

Approved April 8, 1949.

Chap.170 AN ACT CLARIFYING THE CIVIL SERVICE LAW RELATING TO SEPARATION FROM THE OFFICIAL OR LABOR SERVICE RESULTING FROM LACK OF WORK OR LACK OF MONEY OR FROM ABOLITION OF POSITIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 31, § 43, etc., amended.

SECTION 1. Paragraph (a) of section 43 of chapter 31 of the General Laws, as appearing in section 1 of chapter 373 of the acts of 1947, is hereby amended by striking out, in lines 18 and 19, the words "otherwise expressly provided in this chapter" and inserting in place thereof the words: — , except in cases of separation from service in the official or labor service, resulting from lack of work or lack of money or from abolition of positions, in which case at least seven days' written notice of hearing shall be given by the appointing authority, — so as to read as follows: — (a) Every person holding office or employment under permanent appointment in the official or labor service of the commonwealth, or of any county, city or town thereof, shall have unlimited tenure of office or employment, subject to the provisions of

Removal, suspension, reduction in grade or transfer of certain persons in classified public service.

this chapter and the rules made thereunder. He shall not be discharged, removed, suspended for a period exceeding three days, laid off, transferred from such office or employment without his consent, lowered in rank or compensation, nor shall his office or position be abolished, except for just cause and for reasons specifically given him in writing, together with a copy of sections forty-three and forty-five of this chapter. Before any action affecting employment or compensation referred to in the preceding sentence is taken, the officer or employee shall be given a full hearing before the appointing authority, of which hearing he shall have at least three days' written notice, exclusive of Sundays and holidays, from the appointing authority, except in cases of separation from service in the official or labor service, resulting from lack of work or lack of money or from abolition of positions, in which case at least seven days' written notice of hearing shall be given by the appointing authority. Within two days, exclusive of Sundays and holidays, after completion of said hearing, the appointing authority shall give to the employee affected a written notice of his decision, stating fully and specifically the reasons therefor.

SECTION 2. Section 46G of said chapter 31, as most recently amended by section 9 of chapter 704 of the acts of 1945, is hereby further amended by striking out, in line 9 and in line 20, the word "point" and inserting in place thereof, in each instance, the word:—length,—so as to read as follows:—*Section 46G.* If the separation from service of persons in the official or labor service results from lack of work or lack of money or from abolition of positions, they shall be separated from service by class and grade, except as hereinafter provided, and be reinstated therein in the same position or in a similar position as that formerly held by them, according to their seniority in the service, so that the senior officers or employees in length of service shall be retained the longest and reinstated first and before any certification of new names. Before any action is taken to effect such a separation from service of any officer or employee, seven days' written notice thereof shall be given to him by the appointing authority.

G. L. (Ter. Ed.), 31, § 46G, etc., amended.

Reinstatement of other employees.

If before action is taken to effect such a separation and within said seven days an officer or employee files his written consent with the appointing officer, he shall be demoted to the next lower grade or grades in succession in the official service or to the next lower class or classes in succession in the labor service, if in such lower grades or classes there is an officer or employee junior to him in length of service. As soon as sufficient work or money is available, officers or employees so demoted shall be restored to the grade or class formerly held by them, according to their seniority.

Nothing in this section shall impair the preference provided for disabled veterans by section twenty-three.

Approved April 8, 1949.

Chap.171 AN ACT RELATIVE TO THE FURTHER REPORT OF MATERIAL FACTS IN EQUITY AND PROBATE APPEALS WHERE THE EVIDENCE IS NOT REPORTED.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 231, new § 125A, added.
Further report of facts on appeal in equity or probate cases.

SECTION 1. Chapter 231 of the General Laws is hereby amended by inserting after section 125 the following section: — *Section 125A.* Upon appeal in any case, in equity or probate, where the evidence is not reported, the full court, if of opinion that a report of material facts required by or made under section twenty-three of chapter two hundred and fourteen, or section eleven of chapter two hundred and fifteen is not sufficient to enable the court properly to adjudicate the subject matter involved, may in its discretion, by order transmitted to the trial court, direct the justice, or judge, to make such further report of facts as the full court shall deem necessary. Upon compliance with such direction, seven typewritten copies of such further report shall be filed by the clerk or register with the clerk of the supreme judicial court for the commonwealth for the use of the full court.

SECTION 2. This act shall take effect upon its passage.

Approved April 12, 1949.

Chap.172 AN ACT RELATIVE TO THE GRANTING OF VACATIONS FOR MEMBERS OF THE REGULAR OR PERMANENT POLICE AND FIRE FORCES IN CERTAIN CITIES AND TOWNS.

Emergency preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make available to certain police officers and firemen the benefits thereof during the vacation period in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 41, § 111A, etc., amended.

Vacations for regular or permanent police and firemen.

Chapter 41 of the General Laws is hereby amended by striking out section 111A, as amended by chapter 107 of the acts of 1934, and inserting in place thereof the following: — *Section 111A.* In any city or town which accepts this section, all members of its regular or permanent police or fire force shall be granted a vacation of not less than two weeks during each year of their employment, without loss of pay. Section one hundred and eleven shall not apply to the members of the regular or permanent police or fire force in any such city or town. *Approved April 12, 1949.*

Chap.173 AN ACT PROVIDING FOR THE PROMOTION OF GEORGE F. KEEGAN TO THE POSITION OF COMMERCIAL MOTOR VEHICLE INVESTIGATOR IN THE DEPARTMENT OF PUBLIC UTILITIES.

Emergency preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make the promotion

authorized thereby effective without delay, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Notwithstanding any provisions of chapter thirty-one of the General Laws, upon a requisition being made by the appointing authority of the department of public utilities, George F. Keegan, a commercial motor vehicle examiner in said department, shall be certified for promotion to the position of commercial motor vehicle investigator in said department by the director of civil service.

Approved April 12, 1949.

AN ACT AUTHORIZING CITIES AND TOWNS TO FORM DISTRICTS
AND POOL THEIR EXPENDITURES FOR THE SUPPRESSION
OF GYPSY MOTHS AND SIMILAR PUBLIC NUISANCES.

Chap. 174

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to enable the public authorities to proceed immediately for the purpose of eradicating insect pests, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Chapter 132 of the General Laws is hereby amended by inserting after section 18, as most recently amended by section 14 of chapter 660 of the acts of 1948, the following section: — *Section 18A.* Two or more cities or towns in any county, or two or more cities and towns of two or more contiguous counties, may, in a city by vote of the city council thereof, and in a town by vote of the town, with the permission of the chief moth superintendent, and upon approval of the commissioner, form a district for the purpose of combining their efforts in the suppression of the insect pests described as public nuisances in section eleven, and may combine and pool and pay over to the district treasurer provided for by this section their appropriations made for such purpose and all payments made by the commonwealth to such cities and towns, together with any sums received from the federal government or any other source, for such suppression. When any city or town shall have complied with the order of the chief moth superintendent as to the payment of its contributions, it shall be considered as having complied with the provisions of this chapter with reference to expenditures and work done by cities and towns for the suppression of said public nuisances.

G. L. (Ter.
Ed.), 132,
new § 18A,
added.

Cities and
towns may
form districts
for suppression
of gypsy
moths, etc.

Any city or town adjoining property under the control of the metropolitan district commission may receive and use any of the funds available from the metropolitan district commission for the above purposes.

The treasurer of one of the municipalities comprising such district, designated by the commissioner, shall be

treasurer of the district and shall give to the district a bond, with a surety company authorized to transact business in the commonwealth as surety, for the faithful performance of his duties as treasurer of the district in such sum and upon such conditions as said commissioner may require. The district treasurer shall disburse the money received under the provisions hereof upon warrants approved by the chief moth superintendent, or such other person as is designated in writing by the commissioner.

Persons engaged in such work shall be employees of the cities and towns in the district where they are domiciled and not employees of the district, and shall retain all their retirement and civil service rights, if any.

In the performance of any work authorized hereunder the employees of the cities and towns comprising the district shall have the same immunities and privileges as if performing the same within their respective cities and towns.

Any constituent city or town by vote may withdraw from the district at the end of any fiscal year of such city or town if such withdrawal is voted in the manner aforesaid not less than thirty days prior to the end of such fiscal year and notice of such vote is filed with the other municipalities comprising the district.

The director of accounts in the department of corporations and taxation shall cause an audit to be made annually of the accounts of all districts organized under the authority of this section and for such purpose he, and his duly accredited agents, shall have access to all necessary papers, books and records. Said director shall apportion the cost of each audit among the several municipalities comprising the district on the basis of the taxable valuation of said municipalities as last established by the general court for state and county taxes, and submit the amounts of each apportionment to the state treasurer, who shall issue his warrant requiring the assessors of the cities and towns which comprise the district to assess a tax to the amount so apportioned, and such amount shall be collected and paid to the state treasurer as provided by section twenty of chapter fifty-nine.

Approved April 12, 1949.

Chap. 175 AN ACT AUTHORIZING THE CITY OF GLOUCESTER TO USE FOR PUBLIC SCHOOL PURPOSES A CERTAIN PORTION OF THE MAXWELL PARSONS PLAYGROUND, SO CALLED, IN SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The city of Gloucester is hereby authorized to use for public school purposes the portion, hereinafter described, of the Maxwell Parsons playground, so called, in said city and to place same under the jurisdiction of the school committee thereof, instead of said portion of said playground being used for public playground purposes and being under the jurisdiction of the playground commission

of said city; said portion of said playground being as follows:—

A certain parcel of land in that part of Gloucester called East Gloucester and situated easterly one hundred feet from the easterly side line of Davis Street Extension, said street running northerly from Chapel street, and bounded and described as follows:—Beginning at a point at the southwesterly corner of the Maxwell Parsons playground, said point being situated one hundred feet easterly of the easterly side line of said Davis Street Extension and on the northerly side line of Division street, and thence running northeasterly by the land of the city of Gloucester, land now or formerly of Caswell and land of the city of Gloucester, three hundred twelve feet, to a point in the wall at land of Elizabeth Carroll Scott et ali; thence northeasterly by said land of Scott et ali by the wall, sixty-two feet, more or less, to a point at other land of the city of Gloucester, being the Maxwell Parsons playground; thence southwesterly by said land of said playground, three hundred thirty feet, more or less, to a point on the northerly side line of Division street; thence northwesterly by the northerly side line of said Division street, sixty feet, to the point of beginning.

SECTION 2. This act shall take full effect upon its acceptance during the current year by vote of the playground commission and the municipal council of said city, subject to the provisions of its charter, but not otherwise.

Approved April 12, 1949.

AN ACT PROVIDING FOR THE RECOVERY OF SALARY OR WAGES BY PETITIONERS IN CERTAIN MANDAMUS PROCEEDINGS.

Chap. 176

Be it enacted, etc., as follows:

Section 5 of chapter 249 of the General Laws, as most recently amended by section 2 of chapter 374 of the acts of 1943, is hereby further amended by inserting after the word “damages”, in line 19, the words:—, including any salary or wages to which the petitioner may be entitled,—so as to read as follows:—*Section 5.* A petition for a writ of mandamus may be presented to a justice of the supreme judicial court, and he may, after notice, hear and determine the same. Upon the return of the order of notice, the person required to appear shall file an answer showing cause why the writ should not issue, and the petitioner may demur thereto. Unless a demurrer is filed any affirmative allegation contained in the answer shall be considered to be denied by the petitioner without a replication, unless the court, upon motion by the respondent, requires him to reply thereto, and to state what part, if any, he admits or denies. The court may require a third person who has or claims a right or interest in the subject matter to appear and answer and to stand as the real party. If the respondent is the holder

G. L. (Ter. Ed.), 249, § 5, etc., amended.

Mandamus proceedings in the supreme judicial court for the recovery of wages.

of a public office and pending the determination of the cause he ceases to hold that office, the court in its discretion may, after notice, allow an amendment to substitute his successor in office as a party respondent. If the petitioner prevails, his damages, including any salary or wages to which the petitioner may be entitled, shall be assessed and judgment shall be rendered therefor, with costs, and for a peremptory writ of mandamus; otherwise, the party answering shall recover costs of the petitioner. No action shall be maintained for a false answer. All writs and processes may be issued from the clerk's office in any county and shall be returnable as the court orders.

Approved April 12, 1949.

Chap.177 AN ACT TO ESTABLISH THE OFFICE OF ASSISTANT CHIEF DEPUTY SHERIFF FOR ATTENDANCE UPON THE SUPERIOR COURT IN SUFFOLK COUNTY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 221, new § 71A, added.

Assistant chief deputy sheriff for superior court.

Chapter 221 of the General Laws is hereby amended by inserting after section 71, as appearing in the Tercentenary Edition, the following section:— *Section 71A.* The sheriff of Suffolk county may designate one of the court officers of the superior court to act as assistant chief deputy sheriff for attendance on the superior court in said county. Such officer, in addition to his regular duties as a court officer, shall perform such other duties as from time to time may be prescribed by the sheriff.

Approved April 12, 1949.

Chap.178 AN ACT VALIDATING THE ZONING BY-LAWS OF THE TOWN OF CANTON.

Be it enacted, etc., as follows:

SECTION 1. The zoning by-laws of the town of Canton adopted on March eighth, nineteen hundred and thirty-seven, are hereby validated and confirmed if and in so far as they are invalid by reason of failure to comply fully with provisions of law regulating the adoption of zoning by-laws.

SECTION 2. This act shall take effect upon its passage.

Approved April 13, 1949.

Chap.179 AN ACT PROVIDING FOR THE ALLOWANCE OF FURTHER TIME FOR FILING A SPECIAL DEMAND FOR PROOF OF FIDUCIARY OR CORPORATE CAPACITY OR OF THE EXISTENCE OF A PUBLIC WAY IN CIVIL ACTIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 231, § 30, amended.

Section 30 of chapter 231 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "allegation", in line 6, the words:

—, or within such further time as the court may allow on motion and notice, — so as to read as follows: — *Section 30.* If it is alleged in any civil action or proceeding that a party is an executor, administrator, guardian, trustee, assignee, conservator or receiver or is a corporation, or that a place is a public way, such allegation shall be taken as admitted unless the party controverting it files in court, within the time allowed for the answer thereto, or within ten days after the filing of the paper containing such allegation, or within such further time as the court may allow on motion and notice, a special demand for its proof.

Further time for filing special demand for proof of fiduciary capacity, etc.

Approved April 13, 1949.

AN ACT VALIDATING THE TOWN ELECTION IN THE TOWN OF NORTH BROOKFIELD HELD IN THE CURRENT YEAR.

Chap. 180

Be it enacted, etc., as follows:

SECTION 1. The town election of the town of North Brookfield held on February seventh in the current year, and all acts and proceedings of said town and of its boards and officers and all acts of any other persons, in so far as said election, acts or proceedings may be illegal or invalid by reason of the fact that said election was held on the first Monday of February instead of on the second Monday of February, are hereby made legal and valid.

SECTION 2. This act shall take effect upon its passage.

Approved April 18, 1949.

AN ACT RELATIVE TO THE FILING IN CITIES HAVING A PLAN E FORM OF CHARTER BY CANDIDATES FOR ELECTION TO MUNICIPAL OFFICE THEREIN OF CERTAIN STATEMENTS AND PETITIONS.

Chap. 181

Whereas, The deferred operation of this act would tend to defeat its purpose which, in part, is to make its provisions apply to the filing of certain statements and petitions by candidates for election to municipal office in certain cities in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

The first paragraph of section 110 of chapter 43 of the General Laws, as appearing in section 15 of chapter 378 of the acts of 1938, is hereby amended by striking out, in line 5, the word "ten" and inserting in place thereof the word: — twenty-eight, — so as to read as follows: — Any registered voter of the city who is eligible for election to any elective municipal body shall be entitled to have his name printed as a candidate therefor on the official ballot to be used at the regular municipal election; provided, that at least twenty-eight days prior to such election there shall be filed with the city clerk a statement in writing of his

G. L. (Ter. Ed.), 43, § 110, etc., amended.

Filing by candidates in certain cities of certain statements and petitions.

candidacy, signed by him, and with such statement the petition of not less than fifty nor more than one hundred registered voters of the city, whose signatures shall have been certified as required by law. Except as aforesaid, no person shall be entitled to have his name printed as a candidate on such ballot. Said statement and petition shall be in substantially the following form:

Approved April 18, 1949.

Chap.182 AN ACT RELATIVE TO SUBDIVISION CONTROL, SO CALLED, UNDER THE LAWS PROVIDING AN IMPROVED METHOD OF MUNICIPAL PLANNING.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 41, § 81N, etc., amended.

SECTION 1. Section 81N of chapter 41 of the General Laws, inserted by section 4 of chapter 340 of the acts of 1947, is hereby amended by adding at the end the following paragraph: —

No modification of plat of certain lands without consent of owner.

No modification, amendment or rescission of the approval of a plat of a subdivision or change in such plat under this section shall affect lots, sites and divisions which have been sold or mortgaged in good faith and for a valuable consideration subsequent to the approval of the plat, or any rights appurtenant thereto, without the consent in writing of the owner of such lots, sites or divisions and of the holder of the mortgage or mortgages, if any, thereon.

G. L. (Ter. Ed.), 41, § 81O, etc., amended.

SECTION 2. Section 81O of said chapter 41, inserted by said section 4 of said chapter 340, is hereby amended by adding at the end the following paragraph: —

No easement in other than public ways, etc., in certain cities and towns.

In a city or town which has established a planning board under section eighty-one A, or corresponding provisions of earlier laws, no easement or other right shall be acquired in a way other than a public way within a subdivision, either expressly or by implication, unless such way is shown on a plat approved by the planning board under section eighty-one M.

Approved April 18, 1949.

Chap.183 AN ACT MAKING ADMISSIBLE IN EVIDENCE IN CASES OF CONTRACT OR TORT FOR MALPRACTICE CERTAIN STATEMENTS OF FACT OR OPINION CONTAINED IN PUBLISHED TREATISES, PERIODICALS, BOOKS AND PAMPHLETS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 233, new § 79C, added.

SECTION 1. Chapter 233 of the General Laws is hereby amended by inserting after section 79B, inserted by section 1 of chapter 385 of the acts of 1947, the following section: —

Data in periodicals, books, etc., admissible as evidence in certain cases.

Section 79C. A statement of fact or opinion on a subject of science or art contained in a published treatise, periodical, book or pamphlet shall, in the discretion of the court, and if the court finds that it is relevant and that the writer of such statement is recognized in his profession or calling as an expert on the subject, be admissible in actions of contract

or tort for malpractice, error or mistake against physicians, surgeons, dentists, optometrists, hospitals and sanitarium, as evidence tending to prove said fact or as opinion evidence; provided, however, that the party intending to offer as evidence any such statement shall, not less than three days before the trial of the action, give the adverse party notice of such intention, stating the name of the writer of the statement and the title of the treatise, periodical, book or pamphlet in which it is contained.

SECTION 2. This act shall take effect on September first in the current year.

Effective date.

Approved April 18, 1949.

AN ACT RELATIVE TO ARRESTS WITHOUT A WARRANT FOR LARCENY.

Chap. 184

Be it enacted, etc., as follows:

Section 28 of chapter 276 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "process", in line 1, the words:— may arrest without the issuance of a warrant and detain a person found by him in the act of stealing property in his presence regardless of the value of the property stolen, and, —so as to read as follows:— *Section 28.* Any officer authorized to serve criminal process may arrest without the issuance of a warrant and detain a person found by him in the act of stealing property in his presence regardless of the value of the property stolen, and may arrest and detain a person charged with a misdemeanor, without having a warrant for such arrest in his possession, if the officer making such arrest and detention shall have actual knowledge that a warrant then in full force and effect for the arrest of such person has in fact issued.

G. L. (Ter. Ed.), 276, § 28, amended.

Arrests for larceny, etc., without a warrant.

Approved April 18, 1949.

AN ACT TO AUTHORIZE THE ENFORCEMENT OF CERTAIN SURETY BONDS BY PERSONS FURNISHING LABOR OR MATERIALS ON PRIVATE BUILDING PROJECTS.

Chap. 185

Be it enacted, etc., as follows:

Chapter 149 of the General Laws is hereby amended by inserting after section 29 the following section:— *Section 29A.* Whenever any surety bond shall be given in connection with any written contract for the erection, alteration, repair or removal of any private building or structure upon privately owned land, containing a condition for the payment of all labor and material used or reasonably required for use in the performance of the contract, any person who furnishes such labor or materials shall be entitled to sue for his own use and benefit upon such bond in accordance with its provisions.

G. L. (Ter. Ed.), 149, new § 29A, added.

Enforcement of certain surety bonds for labor or materials on certain projects.

Approved April 18, 1949.

Chap. 186 AN ACT TO REGULATE THE HOLDING OF ELECTIONS BY THE
BOSTON FIREMEN'S RELIEF FUND.

Be it enacted, etc., as follows:

Section 2 of chapter 308 of the acts of 1909, as amended by section 1 of chapter 134 of the acts of 1911, is hereby further amended by striking out the last sentence, and inserting in place thereof the following: — The annual election of the members of the corporation shall be under the supervision of an election committee of eight members appointed by the fire commissioner of the city of Boston; and said election shall be by secret Australian ballot and shall be conducted at the fire department headquarters of the city of Boston between the hours of eight o'clock in the forenoon and eight o'clock in the afternoon. The election committee shall have the power to prescribe the form of common ballot box and checkoff list, and rules for observers. Ballots shall be counted immediately after the close of the election under the supervision of the election committee.

Approved April 18, 1949.

Chap. 187 AN ACT MAKING FURTHER CHANGES IN THE LAWS RELATIVE
TO CARRIERS OF PROPERTY BY MOTOR VEHICLE FOR COM-
PENSATION.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 159B,
§ 19, etc.,
amended.

Carriers of
property by
motor vehicle
for compensa-
tion prohibited
from certain
activities.

Section 19 of chapter 159B of the General Laws, as appearing in section 1 of chapter 483 of the acts of 1938, is hereby amended by inserting after the word "person", in line 1, the following: —, whether carrier, shipper, consignee, or broker, or any officer, employee, agent, or representative thereof, — so as to read as follows: — *Section 19.* No person, whether carrier, shipper, consignee, or broker, or any officer, employee, agent, or representative thereof, shall (1) knowingly offer, grant or give, or solicit, accept or receive, any rebate, concession or discrimination in violation of any provision of this chapter, or (2) by means of any false statement or representation, or by the use of any false or fictitious bill, bill of lading, receipt, voucher, roll, account, claim, certificate, affidavit, deposition, lease or bill of sale, or by any other means or device, knowingly or wilfully assist, suffer or permit any person to obtain transportation of property subject to this chapter for less than the applicable rate or charge, or (3) by any such means, or otherwise, fraudulently seek to evade or defeat regulation as in this chapter provided.

Approved April 18, 1949.

AN ACT SHORTENING THE PERIOD DURING WHICH VOTING
MACHINES MUST BE SEALED AND LOCKED AFTER PRIMARY
OR PRELIMINARY ELECTIONS IN CITIES AND TOWNS. *Chap.188*

Be it enacted, etc., as follows:

Section 135A of chapter 54 of the General Laws is hereby amended by inserting after the first sentence, as appearing in section 25 of chapter 411 of the acts of 1943, the following sentence: — All voting machines used in a city or town primary or preliminary election shall remain locked and sealed for the period of ten days next succeeding the date of such primary or preliminary election after which time the voting machines may be unsealed and unlocked and made available for preparation for use in the succeeding election; provided, that the registrars of voters upon receipt of a petition for a recount under section one hundred and thirty-five shall proceed to inspect, examine, record and do such other things as are hereinafter provided for at elections.

G. L. (Ter. Ed.), 54, § 135A, etc., amended.
Period for sealing voting machines after primaries and elections shortened.

Approved April 18, 1949.

AN ACT AUTHORIZING THE REGISTER OF DEEDS AND THE
ASSISTANT RECORDER OF THE LAND COURT FOR THE
COUNTY OF PLYMOUTH TO FURNISH ABSTRACT CARDS
AND PHOTOSTATIC COPIES OF RECORDED INSTRUMENTS
IN THE PLYMOUTH COUNTY REGISTRY OF DEEDS AND
PLYMOUTH REGISTRY DISTRICT OF THE LAND COURT TO
THE BOARD OF ASSESSORS OF THE CITIES AND TOWNS
OF SAID COUNTY AND TO ESTABLISH FEES THEREFOR. *Chap.189*

Be it enacted, etc., as follows:

Section 24B of chapter 36 of the General Laws, inserted by section 1 of chapter 569 of the acts of 1945, is hereby amended by striking out the first paragraph and inserting in place thereof the following: — The register, or said register as the assistant recorder of the land court of the county of Norfolk and of the county of Plymouth, shall, upon the request of the board of assessors of any city or town in said counties, respectively, furnish such board of assessors with an abstract card or a photostatic copy of such instruments recorded or registered in the registry of deeds or the registry district of the land court of their respective counties as affect the title to real estate in their respective cities or towns and as are necessary for their records for the purpose of local real estate taxation.

G. L. (Ter. Ed.), 36, § 24B, etc., amended.

Register of deeds, etc., in certain counties shall furnish photostatic copies of records in certain cases.

Approved April 18, 1949.

AN ACT PERMITTING THE SETTING-UP AND OPERATION OF
PRIVATE INDUSTRIAL TRADE EXPOSITIONS, SO CALLED,
BETWEEN CERTAIN HOURS ON THE LORD'S DAY. *Chap.190*

Be it enacted, etc., as follows:

Section 6 of chapter 136 of the General Laws, as most recently amended by section 4 of chapter 207 of the acts of

G. L. (Ter. Ed.), 136, § 6, etc., amended.

1946, is hereby further amended by adding at the end the following paragraph: —

Private industrial expositions permitted on the Lord's day.

Nor shall it prohibit the necessary preparation for and the conducting of private industrial trade expositions which are not open to the general public; provided, that said expositions shall be kept open only between the hours of one and ten o'clock post meridian. *Approved April 18, 1949.*

Chap. 191 AN ACT AUTHORIZING THE CITY OF BOSTON TO RELOCATE CERTAIN BUILDINGS IN THE EAST BOSTON DISTRICT OF SAID CITY AND TO BORROW MONEY OUTSIDE THE DEBT LIMIT TO MEET THE COST OF SUCH RELOCATION.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of avoiding, so far as practicable, during the period of public exigency, emergency and distress now existing on account of the acute shortage of housing in Boston and many other cities and towns of the commonwealth, the demolition of dwelling units on land heretofore or hereafter acquired in the East Boston district of the city of Boston for the purposes of chapter six hundred and ninety-two of the acts of nineteen hundred and forty-five, as amended, the transit department of the city of Boston, acting in the name and behalf of said city, may acquire by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws or by purchase, gift or otherwise in said city one or more parcels of land entirely or almost entirely unoccupied by buildings and, by itself, its agents or servants or by independent contractors, remove thereto any or all buildings with dwelling units standing on land heretofore or hereafter acquired for the purposes of said chapter six hundred and ninety-two, as amended. If the price proposed to be paid for a parcel of land for the aforesaid purposes is more than twenty-five per cent in excess of its average assessed valuation during the previous three years, said land shall not be acquired by purchase but shall be taken by eminent domain. Any building legally in existence prior to its relocation shall retain its legal status without any alteration which might be required pursuant to provisions of law relating to the new site. Upon completion of the removal of a building under this act, said transit department shall proceed, without further authority than that contained in this act, to dispose of the building and the lot upon which it has been relocated in one or more of the following ways: —

(a) By private sale to the person who owned the building immediately prior to its acquisition by the city, at a price equal (1) to the approximate cost to the city of the removal of the building and of the acquisition of the lot upon which the building has been relocated, or (2) to the approximate cost to the city of the original acquisition of the building and of the land upon which it then stood, whichever is higher; or

(b) By private sale to any person residing in the building at the time of its acquisition by the city, at a price equal (1) to the approximate cost to the city of the removal of the building and of the acquisition of the lot upon which the building has been relocated, or (2) to the approximate cost to the city of the original acquisition of the building and of the land upon which it then stood, whichever is higher; or

(c) By sale to the highest bidder at a public auction at which said transit department may reserve the right to reject all bids below an amount fixed by said transit department. The proceeds from all sales under this act shall be paid into a special account set up on the books of the city and known as the "Housing Relocation Fund" and shall be used solely for the payment of indebtedness incurred under this act, together with interest thereon; provided, however, that if the amount in the fund at any time exceeds the total amount of indebtedness incurred under this act and then outstanding, together with interest thereon, the excess may be used for general municipal purposes.

SECTION 2. To meet the costs and expenses incurred by said transit department under section one of this act, the treasurer of said city, without further authority than that contained in this act, shall borrow from time to time, as requested by said transit department, such sums as may be necessary, not exceeding in the aggregate two hundred and fifty thousand dollars, and may issue bonds and notes therefor, which shall bear on their face the words "City of Boston, Housing Relocation Loan, Act of 1949." Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than three years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein otherwise provided, be subject to all laws relative to the incurring of debt by said city.

SECTION 3. This act shall take full effect upon its acceptance during the current year by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved April 18, 1949.

AN ACT AUTHORIZING THE TOWN OF BROOKLINE TO SELL CERTAIN PARK LAND NO LONGER NEEDED FOR PUBLIC USE. Chap. 192

Be it enacted, etc., as follows:

SECTION 1. The town of Brookline may sell at public auction or private sale, and convey, the whole or any part of a certain parcel of real estate situated in said town which was acquired for park purposes and is no longer needed for public use. Said parcel is shown on a plan entitled "Plan of Land in Brookline, Mass., Walter A. Devine, Town Engineer, September 28, 1948."

Said parcel is bounded and described as follows:—

Beginning at a point on the southeasterly side line of Brookline avenue, said point being seventeen and twenty-three one hundredths feet southwesterly from the westerly end of a curve having a radius of ten feet, at the southwesterly junction of Brookline avenue and River road; thence running northeasterly on said side line of Brookline avenue for a distance of seventeen and twenty-three one hundredths feet; thence running northeasterly, easterly and southeasterly by a curve to the right having a radius of ten feet, for a distance of twenty-four and sixty-five one hundredths feet, to a point on the northwesterly side line of River road; thence running southerly on the said side line of River road by a curve to the right having a radius of two hundred thirty-nine and twenty-four one hundredths feet, for a distance of twenty-eight and eighty-four one hundredths feet; thence running northwesterly by land now or formerly of Marguerite L. Monroe, for a distance of thirty-four and forty-four one hundredths feet, to the point of beginning. Containing 657.57 square feet.

SECTION 2. Action hereunder may be taken by said town at any town meeting held in the years nineteen hundred and forty-eight or nineteen hundred and forty-nine, but not thereafter, except so far as is necessary to carry out the provisions of any vote passed at said meeting or to use the proceeds of said sale.

SECTION 3. This act shall take effect upon its passage.

Approved April 20, 1949.

Chap. 193 AN ACT FURTHER REGULATING THE SALARIES OF THE COUNTY COMMISSIONERS OF PLYMOUTH COUNTY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 34, § 5, etc., amended.

SECTION 1. Section 5 of chapter 34 of the General Laws is hereby amended by striking out the schedule appearing therein, as amended by section 1 of chapter 102 of the acts of 1943, and as affected by section 4 of chapter 348 of the acts of 1946, and inserting in place thereof the following schedule:—

Salaries.	Dukes County	\$630
	Franklin, Hampshire	1,950
	Barnstable, Berkshire	2,670
	Plymouth	3,500
	Norfolk, Hampden, Bristol	3,570
	Worcester, Essex	4,170
	Middlesex	4,770

Effective date.

SECTION 2. This act shall take effect as of January first in the current year.

Approved April 20, 1949.

AN ACT TO PROVIDE FOR THE PREPARATION AND FREE DISTRIBUTION OF ENROLLED VOTERS LISTS TO PRIMARY CANDIDATES AND TO DULY ORGANIZED POLITICAL COMMITTEES. Chap.194

Be it enacted, etc., as follows:

Section 37 of chapter 53 of the General Laws, as amended by section 14 of chapter 334 of the acts of 1943, is hereby further amended by adding at the end thereof the following sentence:—Immediately upon the receipt of a written request from a primary candidate or any officer of any ward, town or city committee or duly organized political committee for a copy of the party enrolment list of voters in any city or town, the board of registrars or the election commission, as the case may be, shall immediately prepare said list and shall furnish at once the said list, free of charge, to the party requesting the same.

G. L. (Ter. Ed.), 53, § 37, etc., amended.

Registrars shall furnish list of voters on request of certain persons.

Approved April 20, 1949.

AN ACT INCREASING THE AMOUNT OF MONEY THE UPTON CENTER WATER DISTRICT MAY BORROW. Chap.195

Be it enacted, etc., as follows:

Section 4 of chapter 220 of the acts of 1946 is hereby amended by striking out, in lines 5 and 6, the words “one hundred and fifty” and inserting in place thereof the words:—two hundred and sixty,—so as to read as follows:—

Section 4. For the purpose of paying the necessary expenses and liabilities incurred under the provisions of this act, other than expenses of maintenance and operation, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, two hundred and sixty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Upton Center Water District Loan, Act of 1946. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

Approved April 20, 1949.

AN ACT RELATIVE TO THE PREPARATION, PRINTING AND DISTRIBUTION OF THE LISTS OF ALL PERSONS TWENTY YEARS OF AGE OR OLDER IN ALL CITIES AND TOWNS. Chap.196

Be it enacted, etc., as follows:

Section 6 of chapter 51 of the General Laws, as most recently amended by section 2 of chapter 188 of the acts of 1939, is hereby further amended by striking out the next to the last sentence and inserting in place thereof the fol-

G. L. (Ter. Ed.), 51, § 6, etc., amended.

Registrars to print sufficient number of certain lists for certain purposes.

lowing sentence:— On or before June fifteenth in each year, the registrars in all cities and towns shall cause a sufficient number of such lists to be printed, typed or mimeographed so as to furnish, free of charge, such lists, upon request, to all duly organized political committees and to all political candidates of the various districts in which the city or town is located.

Approved April 20, 1949.

Chap.197 AN ACT RELATIVE TO THE CIVIL SERVICE STATUS OF EGRESS AND ZONING INSPECTORS IN THE BUILDING DEPARTMENT OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. The persons who hold the offices of egress and zoning inspectors in the building department of the city of Boston on the effective date of this act, and have held said offices for not less than three years prior to said date, shall become subject to the civil service laws and rules and their tenure of office shall be unlimited, subject, however, to said laws, but they shall be subjected by the division of civil service to a qualifying examination, and upon passing said examination shall be certified for their respective offices and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

SECTION 2. This act shall take full effect upon its acceptance by the city council of the city of Boston subject to the provisions of its charter, but not otherwise.

Approved April 20, 1949.

Chap.198 AN ACT PROVIDING FOR THE TEMPORARY FILLING OF A VACANCY IN THE PRUDENTIAL COMMITTEE OF THE CENTERVILLE-OSTERVILLE FIRE DISTRICT.

Be it enacted, etc., as follows:

Section 8 of chapter 169 of the acts of 1937 is hereby amended by inserting after the word "qualified" in the last line the following:—, and any vacancy in the prudential committee may be filled temporarily in the same manner.

Approved April 20, 1949.

Chap.199 AN ACT RELATIVE TO SEWER ASSESSMENTS IN THE TOWN OF FRANKLIN.

Be it enacted, etc., as follows:

SECTION 1. The vote passed by the town of Franklin under article five of the warrant for the special town meeting held on October thirtieth, nineteen hundred and forty-six, that one third of the cost of the construction of a system of sewers be assessed upon the owners of the estates situated within the territory embraced by said system and benefited

thereby, in accordance with chapter six hundred and thirteen of the acts of nineteen hundred and twelve is hereby deemed to constitute a vote that said town shall pay two thirds of the cost of the construction of such system of sewers; that the remaining one third of said cost of construction shall be paid by the owners of said estates; and authorizes an assessment upon the owners of said estates of said remaining one third of said cost of construction.

SECTION 2. Within six months after the passage of this act, the town of Franklin may by vote determine by which of the methods referred to in or authorized by said chapter six hundred and thirteen of the acts of nineteen hundred and twelve, or by any applicable provision of the General Laws, the portion of the cost of the construction of said system of sewers to be paid by and assessed upon the owners of said estates shall be made or computed; and the board of water and sewer commissioners of said town shall assess the owners of said estates in accordance with the method determined by such vote; and said board shall within six months after the passage of such vote cause to be recorded in the registry of deeds for the county of Norfolk a statement of its action with respect to the construction of said system of sewers, which shall specify the public ways in which said sewers are located, the parcels of land situated within the territory embraced by said system of sewers and benefited thereby, by a description or other reference sufficient to identify such parcels, the respective owners of such parcels, and the respective amounts of such assessments. Every assessment made hereunder upon any parcel of such land shall constitute a lien thereon from the date of the recording of such statement.

Notwithstanding the provisions of said chapter six hundred and thirteen, and except as herein otherwise provided, the provisions of the General Laws shall apply to all assessments authorized by said chapter six hundred and thirteen, and by this act, and to the apportionment, division, reassessment, abatement and collection of such assessments, and to interest thereon.

Approved April 20, 1949.

AN ACT EXTENDING THE TIME WITHIN WHICH CLAIMS MAY
BE FILED FOR REIMBURSEMENT OF TAXES ON GASOLINE.

Chap. 200

Be it enacted, etc., as follows:

Section 7 of chapter 64A of the General Laws is hereby amended by striking out, in line 11, as appearing in section 3 of chapter 420 of the acts of 1943, the words "ninety days" and inserting in place thereof the words:— six months.

G. L. (Ter.
Ed.), 64A, § 7,
etc., amended.

Approved April 20, 1949.

Chap.201 AN ACT RELATIVE TO THE COMPENSATION OF MEMBERS OF THE BOARD OF APPEAL IN THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (b) of section 117 of chapter 479 of the acts of 1938 is hereby amended by striking out the third sentence and inserting in place thereof the following sentence:— Each member of said board shall be paid twenty dollars for every day or part thereof of actual service, but no member shall be so paid more than fifteen hundred dollars in any one year.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of the city of Boston, subject to the provisions of its charter, but not otherwise.

Approved April 20, 1949.

Chap.202 AN ACT RELATIVE TO DISCHARGING A CITY OR TOWN COLLECTOR FROM LIABILITY UPON HIS BOND FOR FAILURE TO COLLECT CERTAIN TAXES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 60, § 95, etc., amended.

Tax collectors in cities or towns discharged from liability for failure to collect under certain conditions.

Section 95 of chapter 60 of the General Laws is hereby amended by striking out the last sentence, inserted by chapter 107 of the acts of 1943, and inserting in place thereof the following sentence:— A collector shall be discharged from liability upon his bond for failure to collect taxes committed to him for collection to the extent that the commissioner shall certify that such taxes are presently uncollectible because of judicial order or decree or because of the financial embarrassment of a public service corporation or because of similar reason and that such taxes are outstanding without fault of such collector; provided, that for the faithful performance of his duty to collect such taxes such collector shall forthwith give a separate bond in such form and sum as the commissioner may prescribe or approve.

Approved April 20, 1949.

Chap.203 AN ACT AUTHORIZING NEW ENGLAND CENTER HOSPITAL TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

New England Center Hospital, a charitable corporation organized under general law under the name Bingham Associates Fund of Massachusetts, and whose name was changed to its present one under general law, is hereby authorized to hold real and personal estate in the manner and for the purposes set forth in its charter to an amount not exceeding ten million dollars.

Approved April 20, 1949.

AN ACT AUTHORIZING THE TOWN OF CANTON TO BORROW
MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING
AND FURNISHING A SCHOOL BUILDING. Chap.204

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Canton may borrow from time to time within a period of three years from the passage of this act such sums as may be necessary, not exceeding, in the aggregate, three hundred and fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Canton School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, inclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. Action taken under authority of this act at any meeting of the town of Canton held in the current year shall be as effective in all respects as though this act had been in full force and effect on the date when the warrant for such meeting was posted.

SECTION 3. This act shall take effect upon its passage.

Approved April 21, 1949.

AN ACT TO AUTHORIZE THE BETH ISRAEL HOSPITAL ASSOCIATION TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE. Chap.205

Be it enacted, etc., as follows:

The Beth Israel Hospital Association, a corporation organized under general law, is hereby authorized to hold real and personal estate in the manner and for the purposes set forth in its charter to an amount not exceeding fifteen million dollars.

Approved April 21, 1949.

AN ACT RELATIVE TO THE SUBMISSION OF EVIDENCE OF THE RECEIVING OF INJURY OR DISABILITY IN CONNECTION WITH EXEMPTIONS FROM TAXATION GRANTED TO CERTAIN DISABLED VETERANS. Chap.206

Be it enacted, etc., as follows:

Paragraph (a) of clause Twenty-second of section 5 of chapter 59 of the General Laws, as most recently amended by section 1 of chapter 612 of the acts of 1947, is hereby further amended by adding at the end the following sentence: — After the assessors have allowed an exemption under this paragraph, no further evidence of the receiving of the injury or disability shall be required in any subsequent year in the city or town in which the exemption has been so allowed.

Approved April 21, 1949.

G. L. (Ter. Ed.), 59, § 5, etc., amended.

No further evidence of disability required after exemption is allowed.

Chap.207 AN ACT REVIVING AND EXTENDING THE EXISTENCE OF THE
MASHPEE ADVISORY COMMISSION.

Whereas, The existence of the Mashpee Advisory Commission expired by law on April fifteenth, nineteen hundred and forty-eight; and

Whereas, It is essential to the welfare of the inhabitants of the town of Mashpee that said commission be revived and empowered to function without delay, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 223 of the acts of 1932, as most recently amended by chapter 15 of the acts of 1945, is hereby further amended by striking out, in lines 8 and 9, the word "forty-eight" and inserting in place thereof the word: — fifty-one, — so as to read as follows: — *Section 1.* There is hereby established an unpaid commission, under the title of the Mashpee Advisory Commission, hereinafter called the commission, to consist of three members, each of whom shall be the head of a state department or the head of a division thereof, designated by the governor, with the advice and consent of the council, and shall serve for a period terminating April fifteenth, nineteen hundred and fifty-one. The governor, with like advice and consent, shall, from time to time, designate one of the members as chairman, may remove any member and shall fill any vacancy in the commission for the unexpired term. The action of any two of the members shall constitute the action of the commission; and whenever any action by the commission is required to be in writing, such writing shall be sufficient when signed by any two of the members. The commission may employ, at the expense of the town of Mashpee, such assistants as it may deem necessary. The commission may assign for specific or general employment one or more persons within a state department or division in charge of any member of the commission, and any expense incurred by reason of such assignment shall be certified by the commission to the state treasurer, and shall be collected by him as an additional state tax upon said town.

SECTION 2. Said Mashpee Advisory Commission is hereby revived and its acts and proceedings after April fifteenth, nineteen hundred and forty-eight, and prior to the effective date of this act are hereby validated and confirmed to the same extent as if the existence of said commission had not terminated on said April fifteenth.

Approved April 26, 1949.

AN ACT AUTHORIZING THE CITY OF WALTHAM TO PAY A SUM OF MONEY TO ELEANOR W. WHITE OF SAID CITY. Chap.208

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the city of Waltham may appropriate and pay to Eleanor W. White of said city the sum of twelve hundred dollars to compensate her for the loss of vision in one eye as the result of injuries sustained by her in the performance of duty as an instructor at a playground maintained by said city.

SECTION 2. This act shall take effect upon its passage.

Approved April 26, 1949.

AN ACT TO AUTHORIZE THE DEERFIELD FIRE DISTRICT TO BORROW MONEY FOR ENLARGING AND IMPROVING THE WATER SUPPLY SYSTEM. Chap.209

Be it enacted, etc., as follows:

SECTION 1. For the purpose of enlarging and improving the water supply system, including the installation of purification works, and for major repairs to the existing system, the Deerfield Fire District, organized under the authority of chapter four hundred and eight of the acts of nineteen hundred and eleven, may borrow, from time to time, within a period of two years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, forty thousand dollars, and may issue bonds or notes of the district therefor which shall bear on their face the words, Deerfield Fire District Water Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than fifteen years from their dates. Indebtedness incurred under this act shall be within the statutory limit for water loans as provided by section eight of chapter forty-four of the General Laws, but shall, except as provided herein, be subject to the applicable provisions of said chapter forty-four.

SECTION 2. This act shall take effect upon its passage.

Approved April 26, 1949.

AN ACT MAKING PERMANENT CERTAIN PROVISIONS OF LAW RELATING TO THE DISPOSITION OF CERTAIN CRIMINAL CASES BY DISTRICT COURT JUDGES SITTING IN THE SUPERIOR COURT. Chap.210

Whereas, The purpose of this act is to prevent the termination on July first in the current year of the operation of certain provisions of law relating to the disposition of certain criminal cases by district court judges sitting in the superior court, and said purpose cannot be achieved unless the act takes effect earlier than ninety days after its passage, therefore it is hereby declared to be an emergency preamble.

gency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 212, §§ 14B-14E, added.

District court judge to sit as superior court judge in certain cases.

Chief justice of superior court to regulate sessions and number of jurors.

Request of chief justice that district court judge sit shall be recorded.

Compensation of district court judges while sitting in superior court.

SECTION 1. Chapter 212 of the General Laws is hereby amended by inserting after section 14A the four following sections:— *Section 14B.* A justice of a district court, except the municipal court of the city of Boston, shall, at the written request of the chief justice of the superior court, sit in the superior court at the trial or disposition with or without a jury in any part of the commonwealth of any violation of a by-law, order, ordinance, rule or regulation made by a city or town or public officer or of any misdemeanor except conspiracy or libel, and during the continuance of such request shall have and exercise all the powers and duties which a justice of the superior court has and may exercise in the trial and disposition of such cases; provided, that no special justice of a district court shall so sit and that no justice so sitting shall act in a case in which he has either sat or held an inquest in the district court or otherwise has an interest.

Section 14C. The chief justice of the superior court may arrange for the holding of such sessions for the trial and disposition of such cases and for the attendance of such number of jurors therefor as the interests of justice and the prompt disposition of such cases may in his judgment require. Such sessions may be held simultaneously with other sessions of the superior court or at other times in the discretion of the chief justice.

Section 14D. When a justice of a district court sits in the superior court as above provided, the fact of his holding court and the request of the chief justice of the superior court shall be entered upon the general records of the court but need not be stated in the record of any case heard by said district court justice.

Section 14E. Justices of district courts when sitting in the superior court as herein provided shall receive from the commonwealth, in addition to their regular salaries, upon certificate of the chief justice of the superior court, the amount of expense incurred by them in the discharge of their duties in connection with such sessions and also such compensation for each court day, while so sitting, as will, when added to the per diem rate of his regular salary, computed as provided in section eighty-four of chapter two hundred and eighteen, amount to forty dollars a day. The compensation of a special justice for services in holding sessions of a district court in place of a justice of a district court while sitting in the superior court as herein provided shall be paid by the county and shall not be deducted from the salary of the district court justice so sitting in the superior court, but shall be repaid to the county by the commonwealth.

SECTION 2. This act is enacted for the sole purpose of making the provisions of chapter four hundred and sixty-

nine of the acts of nineteen hundred and twenty-three, as amended, effective without limitation as to time, and is to be construed as a continuation of said provisions and not as a new enactment.

SECTION 3. This act shall take effect July first, nineteen hundred and forty-nine. *Approved April 26, 1949.* Effective date.

AN ACT AUTHORIZING COUNTIES TO SUPPRESS GYPSY MOTHS AND OTHER SIMILAR PUBLIC NUISANCES AND TO PARTICIPATE IN SUCH WORK. *Chap.211*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to enable the public authorities to proceed immediately for the purpose of eradicating insect pests, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health, safety and convenience. Emergency preamble.

Be it enacted, etc., as follows:

Chapter 132 of the General Laws is hereby amended by inserting after section 18A, inserted by chapter 174 of the acts of 1949, the following section:— *Section 18B.* Any county may engage in the work of suppression of the insect pests described as public nuisances in section eleven and appropriate money for the same, and may expend such sums as may be appropriated. G. L. (Ter. Ed.), 132, new § 18B, added. Counties may appropriate money for suppression of gypsy moths and other nuisances.

If all the cities and towns of any county vote to combine their efforts and pool the sums available for suppression of the insect pests described as public nuisances in said section eleven, the county treasurer shall receive and disburse such sums and such suppression work shall be carried on by the county commissioners under the direction of the chief moth superintendent, and the county commissioners of any county authorized to perform any work as herein provided may do the same and may expend necessary sums in advance of the payments required to be paid to such county, and the county treasurer shall receive and distribute such funds on the order of the county commissioners.

Approved April 26, 1949.

AN ACT RELATIVE TO THE PREPARATION, PRINTING AND DISTRIBUTION OF VOTING LISTS IN ALL CITIES AND TOWNS. *Chap.212*

Be it enacted, etc., as follows:

Section 55 of chapter 51 of the General Laws is hereby amended by striking out the third and fourth sentences, as appearing in section 29 of chapter 453 of the acts of 1943, and inserting in place thereof the following:— In cities they shall prepare such voting lists by wards, and if a ward or town is divided into voting precincts, they shall prepare the same by precincts. In all cities and towns, the voting lists shall be arranged by streets in alphabetical order, and the names of the voters on each street shall be arranged G. L. (Ter. Ed.), 51, § 55, etc., amended. Voting lists in cities and towns, how prepared.

To be available to certain persons.

in the numerical order of the street numbers of their residences, so far as possible. All first voting lists shall be printed and available for public distribution not later than July fifteenth in state election years. A sufficient number of voting lists shall be printed so that they can be furnished free of charge, upon request, to all duly organized political committees, and to all political candidates for public office in the various districts in which the city or town is located.

Approved April 26, 1949.

Chap. 213 AN ACT ESTABLISHING IN THE TOWN OF STOUGHTON REPRESENTATIVE TOWN GOVERNMENT BY LIMITED TOWN MEETINGS.

Be it enacted, etc., as follows:

SECTION 1. There is hereby established in the town of Stoughton the form of representative town government by limited town meetings hereinafter set forth.

SECTION 2. Upon the acceptance of this act there shall be created a temporary committee consisting of the selectmen and six registered voters of the town appointed by the moderator. Such committee shall study the provisions of this act and shall determine what in its opinion is a practicable percentage of the total registered voters to constitute a representative town meeting in the town of Stoughton and what is a practical number of districts into which the town should be divided for the purpose of this act. Such committee shall submit its report together with recommended by-laws to the next annual town meeting or to a special town meeting called for the purpose of acting on such report and proposed by-laws.

SECTION 3. Within the limits established by this act the town of Stoughton shall determine by by-laws the number of districts into which the town shall be divided and the percentage of the registered voters which shall constitute the representative town meeting.

SECTION 4. Upon the adoption of the by-laws required by section three, the town of Stoughton shall be divided, by a committee consisting of its selectmen and six registered voters appointed by the moderator, into districts which shall be so established as to consist of compact and contiguous territory, and shall be bounded whenever possible by the center line of known streets and ways, or by other well-defined limits. These boundaries shall be reviewed, and if need be, wholly or partly revised, by such a committee in September, once in five years, or in September of any year when directed by vote of the preceding annual meeting of the town.

SECTION 5. Within ten days after any establishment or revision of districts, said committee shall file a report of its doings with the town clerk, the registrars of voters and the assessors, with a map or maps or description of the

districts and the names and residences of the registered voters therein. Said committee shall also cause to be posted in the town hall a map or maps or description of the districts as established or revised from time to time, with the names and residences of the registered voters therein; and it shall also cause to be posted in at least one public place in each district a map or description of that district, with the names and residences of the registered voters therein. The division of the town into districts and any revision of such districts shall take effect upon the date of the filing of the report thereof by said committee with the town clerk. Whenever the districts are established or revised, the town clerk shall forthwith give written notice thereof to the state secretary, stating the number and designation of the districts.

SECTION 6. Meetings of the registered voters of the several districts for the election of town officers, and for voting upon any question to be submitted to all the registered voters of the town under any provision of this act, shall be held on the same day and at the same hour and at such place or places within the town as the selectmen shall in the warrant for such meeting direct.

SECTION 7. Each district shall be represented in the representative town meeting by elected representatives, the number of which shall bear the same proportion to the total elected membership as the number of registered voters in the district bears to the total registered voters in the town, as nearly as may be, but no district shall be represented by more than fifty elected members. The number and size of districts shall be such that the number of elected representatives shall not exceed one for each twenty-five voters or major fraction thereof, and the total elected membership shall not exceed two hundred.

SECTION 8. Nomination of candidates for town meeting members from any district, to be elected under this act, shall be from among the registered voters of the district. Nomination papers shall bear no political designation, shall be signed by not less than ten registered voters of the district in which the candidate resides, and shall be filed with the town clerk on the same day that nomination papers of candidates for other town offices must be filed. Any town meeting member may become a candidate for re-election by giving written notice thereof to the town clerk on or before the last day for filing nomination papers. The words "candidate for re-election" shall be printed on the ballot opposite the names of such candidates. No nomination papers shall be valid in respect to any candidate unless his written acceptance is endorsed thereon or attached thereto.

SECTION 9. The representative town meeting members, whose number shall have been determined as provided in this act, shall be elected by ballot by the registered voters in every district at the first annual town election following

the establishment or revision of such district in conformity with the laws relative to elections not inconsistent with this act. The first third, in the order of votes received, of members so elected shall serve three years, the second third, in such order, shall serve two years, and the remaining third, in such order, shall serve one year, from the first day of the annual town meeting. In case of a tie vote affecting the division into thirds, the members elected from the district shall by ballot determine the same. Thereafter, except as is otherwise provided herein, at each annual town election the registered voters of each district shall similarly elect for the term of three years one third of the number of town meeting representatives to which such district is entitled; and shall at such election fill for the unexpired term or terms any vacancy or vacancies then existing in the number of elected town meeting members in such district. The terms of office of all town meeting representatives from every revised district shall cease upon the qualification of their successors elected at the first annual town election after revision. The town clerk shall, after election of town meeting members, forthwith notify by mail each such member of his election.

SECTION 10. In the event of any vacancy in the full number of elected town meeting members from any district the remaining elected members of the district may choose from among the registered voters thereof a successor to serve until the next annual election. The town clerk may, and upon a petition therefor signed by not less than one third of the elected town meeting members from the district shall, call a special meeting of the remaining members from such district for the purpose of filling such vacancy and mail notice thereof to each member from the district specifying the object and the time and place of such meeting which shall be held not less than four days after the mailing of such notice. At such meeting a majority of such members shall constitute a quorum and shall elect from their own number a chairman and a clerk. The election to fill such vacancy shall be by ballot and a majority of the votes cast shall be required for a choice. The clerk shall forthwith file with the town clerk a certificate of such election, together with a written acceptance by the member so elected who shall thereupon be deemed elected and qualified as a town meeting member, subject to the right of all the town meeting members to judge of the election and qualification of the members as set forth in section fourteen.

SECTION 11. A moderator shall be elected by the registered voters of the town by ballot at each annual town election and shall serve as the moderator of all town meetings, except as otherwise provided by law, until his successor is qualified. The moderator, the town manager, the town clerk, the town counsel, the town treasurer, the members of the board of selectmen, the members of the school committee, the members of the board of assessors, the members

of the finance commission and any member of the general court of the commonwealth, who is a resident of the town shall be members at large of the town meeting. Nominations for moderator and his election shall be as in the case of other elective town officers, and any vacancy in such office may be filled by the town meeting members at a representative town meeting held for that purpose. If a moderator is absent, a moderator pro tempore may be elected by the town meeting members.

SECTION 12. The articles in the warrant for every town meeting, so far as they relate to the election of the moderator, town officers and town meeting members, and, as herein provided, to referenda, and all matters to be acted upon and determined by ballot, shall be so acted upon and determined by the registered voters of the town. All other articles in the warrant for any town meeting shall be acted upon and determined exclusively by town meeting members at a meeting to be held at such time and place as shall be set forth by the selectmen in the warrant for the meeting, subject to the referendum provided for by section fifteen.

SECTION 13. Any representative town meeting held under the provisions of this act, except as otherwise provided herein, shall be limited to the town meeting members elected under the provisions of this act. The town clerk shall notify the town meeting members of the time and place at which the representative town meetings are to be held, the notices to be sent by mail at least seven days before the meeting. A majority of the town meeting members shall constitute a quorum for doing business; but a less number may organize temporarily and may adjourn from time to time. All town meetings shall be public. Subject to such conditions as may be determined from time to time by the members of the representative town meeting, any registered voter of the town who is not a town meeting member may speak at any representative town meeting, but shall not vote.

SECTION 14. The town meeting members, as aforesaid, shall be the judges of the election and qualifications of their members. The town meeting members as such shall receive no compensation. A town meeting member may resign by filing a written resignation with the town clerk, and such resignation shall take effect on the date of such filing. A town meeting member who removes from the town shall cease to be a town meeting member, and a town meeting member who removes from the district from which he was elected to another district may serve only until the next annual town meeting.

SECTION 15. A vote passed at any representative town meeting authorizing the expenditure of any sum, as an appropriation other than town charges, shall not be operative until after the expiration of five days, exclusive of Sundays and holidays, from the dissolution of the meeting. If, within such five days a petition, signed by not less than three hundred of the registered voters, containing their names and

addresses as they appear on the list of registered voters, is filed with the selectmen requesting that the question or questions involved in such vote be submitted to the voters of the town, then the selectmen, within fourteen days after the filing of the petition, shall call a special meeting, which shall be held within ten days after the issuing of the call, for the purpose of presenting to the voters at large the question or questions so involved. The polls shall be opened at two o'clock in the afternoon and shall be closed not earlier than eight o'clock in the evening, and all votes upon any questions so submitted shall be taken by ballot, and the check list shall be used in the same manner as in the election of town officers. The questions so submitted shall be determined by vote of the same proportion of voters voting thereon as would have been required by law of town meeting members had the question been finally determined at a representative town meeting. The questions so submitted shall be stated upon the ballot in substantially the same language and form in which they were stated when finally presented to said representative town meeting by the moderator as appears from the records of the said meeting. If such petition is not filed within the said period of five days, the vote of the representative town meeting shall become operative upon the expiration of the said period.

SECTION 16. The town, after the acceptance of this act, shall have the capacity to act through and to be bound by its town meeting members, who shall when convened from time to time as herein provided, constitute representative town meetings; and the representative town meetings shall exercise exclusively, so far as will conform to the provisions of this act, all powers vested in the municipal corporation. Action in conformity with all provisions of law now or hereafter applicable to the transaction of town affairs in town meeting, shall, when taken by any representative town meeting in accordance with the provisions of this act, have the same force and effect as if such action had been taken in a town meeting open to all the registered voters of the town as organized and conducted before the establishment in said town of representative town meeting government.

SECTION 17. This act shall not abridge the right of the inhabitants of the town to hold general meetings as secured to them by the constitution of this commonwealth; nor shall this act confer upon any representative town meeting the power finally to commit the town to any measure affecting its municipal existence or substantially changing its form of government without action thereon by the registered voters of the town at large, using the ballot and the check list therefor.

SECTION 18. The representative town meeting may make such rules consistent with general law as may be considered necessary for conducting its meetings.

SECTION 19. The representative town meeting may appoint, or authorize the moderator to appoint, such com-

mittees of its members for investigation and report as it may consider necessary.

SECTION 20. All by-laws or parts of by-laws of the town inconsistent with the provisions of this act are hereby repealed. The provisions of chapter forty-four of the General Laws shall continue to apply in the town of Stoughton notwithstanding the provisions of this act.

SECTION 21. This act shall be submitted to the registered voters of the town of Stoughton at any annual or special town election. The vote shall be taken by ballot in accordance with the provisions of the General Laws, so far as the same shall be applicable, in answer to the question, which shall be placed, in case of a special meeting, upon the ballot to be used at said meeting, or, in the case of an annual meeting, upon the official ballot to be used for the election of town officers: "Shall an act passed by the General Court in the year nineteen hundred and forty-nine, entitled 'An act establishing in the town of Stoughton representative town meetings', be accepted by this town?"

SECTION 22. Sections two and three shall take effect upon acceptance of this act by a majority of the voters voting upon the same, and the remainder shall take effect upon the effective date of the by-laws provided for by section three.

SECTION 23. If this act is rejected by the registered voters of the town of Stoughton when submitted to said voters under section twenty-one, it may again be submitted for acceptance in like manner from time to time to such voters at any annual town election in said town within three years thereafter, but not more than three times in the aggregate.

Approved April 26, 1949.

AN ACT AUTHORIZING THE CONVEYANCE OF CERTAIN PARK LAND BY THE CITY OF MALDEN TO THE MALDEN HOUSING AUTHORITY FOR VETERANS' HOUSING PURPOSES.

Chap. 214

Be it enacted, etc., as follows:

SECTION 1. The city of Malden is hereby authorized to convey to the Malden Housing Authority, a body politic and corporate, a portion of a certain park belonging to said city and designated as Huntings Field, said portion being shown as Parcels "15" and "17" on a plan of R. T. Ricker, registered engineer, dated January 17, 1949, on file in the office of said Authority. The land so conveyed shall be used by said Authority for the construction, maintenance and operation of homes for veterans under and in accordance with chapter one hundred and twenty-one of the General Laws, as amended.

SECTION 2. This act shall take full effect if, upon recommendation by the board of park commissioners of the city of Malden, it is accepted by the city council of said city, subject to the provisions of its charter, during the current year.

Approved April 26, 1949.

Chap.215 AN ACT PROVIDING FOR PARTY PRIMARIES IN THE CITY OF HOLYOKE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 608 of the acts of 1913, as amended, is hereby repealed.

SECTION 2. There shall be placed upon the official ballot to be used in the city of Holyoke at its biennial municipal election in the current year the following question: — "Shall party primaries for the nomination of candidates to be voted for at city elections be held in this city?" If a majority of the votes in answer to said question is in the affirmative, section one of this act shall thereupon take effect and candidates thereafter to be voted for at city elections in said city shall be nominated in municipal primaries held in accordance with the provisions of sections twenty-three to forty A, and fifty-six to sixty-four, both inclusive, of chapter fifty-three of the General Laws; otherwise said section one shall be void and of no effect.

Approved April 26, 1949.

Chap.216 AN ACT TO PERMIT FRATERNAL BENEFIT SOCIETIES TO PROVIDE FOR THE PAYMENT OF BENEFITS UPON THE LIVES OF CHILDREN LESS THAN EIGHTEEN YEARS OF AGE AND TO MAKE LOANS UPON THE SECURITY OF THE VALUE OF THE CERTIFICATES OF SUCH BENEFITS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 176, § 23, etc., amended.

Section 23 of chapter 176 of the General Laws, as amended by chapter 94 of the acts of 1938, is hereby further amended by striking out, in lines 5 and 6, the words "between the ages of one and eighteen years at the next birthday" and inserting in place thereof the words: — less than eighteen years of age, and may loan upon the security of the value of certificates of such benefits a sum not exceeding the legal reserve which it is required to maintain thereon.

Approved April 26, 1949.

Chap.217 AN ACT RELATIVE TO THE APPOINTMENT BY THE BOARD OF DIRECTORS OF FRATERNAL BENEFIT SOCIETIES OF A CHAPLAIN, SPIRITUAL DIRECTOR OR OTHER RELIGIOUS OFFICER, AND RELATIVE TO THE SERVICE OF SUCH APPOINTEE AS A MEMBER OF SAID BOARD.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 176, § 3, etc., amended.

Fraternal benefit societies may appoint a chaplain, etc.

Section 3 of chapter 176 of the General Laws, as amended by section 1 of chapter 336 of the acts of 1941, is hereby further amended by inserting after the first sentence the following sentence: — The constitution and by-laws of any such society may provide that the board of directors appoint a regularly ordained clergyman to act as chaplain, spiritual director or other religious officer, and may also provide that such appointee may serve ex officio as a member of the board of directors.

Approved April 26, 1949.

AN ACT AUTHORIZING CERTAIN FRATERNAL BENEFIT SOCIETIES TO PAY PENSIONS TO THEIR EMPLOYEES IN CERTAIN CASES. Chap. 218

Be it enacted, etc., as follows:

Chapter 176 of the General Laws is hereby amended by striking out section 49A, inserted by chapter 124 of the acts of 1946, and inserting in place thereof the following section:— *Section 49A.* Any society operating on the lodge system with a representative form of government whose rates are on a basis of mortality not lower than the National Fraternal Congress Table as adopted by the National Fraternal Congress, August twenty-third, eighteen hundred and ninety-nine, or any society formed under section forty-five, if its constitution and by-laws so provide, may pay a pension to any employee who has been continuously in the service of the society for ten years or more and who has become incapacitated for further service by reason of physical or mental disability, and may pay a pension to any employee who has been continuously in the service of the society for fifteen years or more and who is retired by reason of the infirmities of age or has attained the age of sixty-five years. All moneys expended for the purposes of this section shall be paid from the expense fund of the society. This section shall not apply to any society formed under section forty-six.

G. L. (Ter. Ed.), 176, § 49A, etc., amended.

Certain fraternal benefit societies may pay pensions to employees in certain cases.

Approved April 26, 1949.

AN ACT AUTHORIZING THE TOWN OF EGREMONT TO RECEIVE AND ADMINISTER THE PROPERTY OF THE RIVERSIDE CEMETERY CORPORATION IN SAID TOWN. Chap. 219

Be it enacted, etc., as follows:

SECTION 1. The Riverside Cemetery Corporation, a corporation located in the town of Egremont, hereinafter called the corporation, may, by deed duly executed, convey and transfer to said town, and said town is hereby authorized and empowered to receive, and thereafter to hold and maintain, but for cemetery purposes only, and subject to all rights heretofore existing in any burial lots, the real and personal property of the association not subject to any trust, and thereupon, and upon the transfer of the trust funds as hereinafter provided, the powers and duties of said corporation shall terminate; and the cemetery of the corporation shall be and become a public burial place, ground or cemetery.

SECTION 2. In so far as authorized by a decree of a court of competent jurisdiction and in compliance with the terms and conditions of such decree, said town may receive from the corporation a conveyance and transfer of, and administer, all funds or other property held by the corporation in trust for the perpetual care of the lots in its cemetery and for other purposes, and also any property devised or bequeathed to the corporation under the will of any person living at the

time of said transfer or conveyance or under the will of any deceased person not then probated. Interest and dividends accruing on funds deposited in trust with any savings bank under authority of section thirty-seven or section thirty-eight of chapter one hundred and sixty-eight of the General Laws, or with any other banking institution, for the benefit of the corporation or of any lots in its cemetery, and interest accruing on bonds held in the name of the corporation for the benefit of any lots in its cemetery, may, after such conveyance, be paid by such bank, institution or other corporation to the treasurer of said town; and upon such payment said treasurer shall use the same for the purposes of said trusts.

SECTION 3. All real and personal property and property rights, acquired by said town from the corporation under authority of this act, shall be held and managed by said town in the same manner in which cities and towns are authorized by law to hold and manage property for cemetery purposes; provided that all rights which any persons have acquired in the cemetery of the corporation or any lots therein shall remain in force to the same extent as if this act had not been passed and such transfer had not occurred. The records of the corporation shall be delivered to the clerk of said town and such clerk may certify copies thereof.

SECTION 4. The action of the inhabitants of the town of Egremont, at its annual town meeting in the year nineteen hundred and forty-nine, in voting to accept a transfer of the real and personal property of said cemetery corporation, and all funds or other property held by said corporation in trust for the perpetual care of the lots in its cemetery and for other purposes, is hereby ratified and confirmed, and shall have the same effect and validity as if section one had been in effect prior to said vote.

SECTION 5. This act shall take full effect upon its acceptance by a majority of the registered voters of the town of Egremont voting thereon at a special town meeting called for the purpose, held during the current year, but not otherwise.

Approved April 26, 1949.

Chap. 220 AN ACT RELATIVE TO THE HOURS OF DUTY OF PERMANENT MEMBERS OF THE FIRE DEPARTMENT IN THE TURNERS FALLS FIRE DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The hours of duty of the permanent members of the uniformed fire fighting force in the Turners Falls Fire District shall be so established by the prudential committee that the average weekly hours of duty in any year, other than hours during which such members may be summoned and kept on duty because of conflagrations, shall not exceed fifty-six in number.

SECTION 2. This act shall be submitted for acceptance to the voters of said district at its next annual district meet-

ing in the form of the following question, which shall be placed upon the official ballot to be used for the election of district officers at said meeting: "Shall an act passed by the General Court in the year nineteen hundred and forty-nine, providing for a fifty-six hour week for the permanent members of the fire department of this district, be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved April 28, 1949.

AN ACT FIXING THE SALARIES OF THE CLERK AND THE ASSISTANT CLERKS OF THE SUPERIOR COURT FOR CRIMINAL BUSINESS IN THE COUNTY OF SUFFOLK.

Chap. 221

Be it enacted, etc., as follows:

Section 94 of chapter 221 of the General Laws, as most recently amended by section 2 of chapter 183 of the acts of 1948, is hereby further amended by striking out the fourth sentence and inserting in place thereof the following sentence:— The salary of the clerk of the superior court for criminal business in the county of Suffolk shall be nine thousand dollars and the salaries of the assistant clerks of said court shall be sixty-one hundred and twenty dollars, — so as to read as follows:— *Section 94.* Except as provided in section ninety-three and except as hereinafter provided, the salaries of clerks and assistant clerks of the supreme judicial and superior courts, other than the clerk and assistant clerks of the superior court for civil business in the county of Suffolk and the clerk and assistant clerks of the superior court for criminal business in the county of Suffolk, shall be established in accordance with sections forty-eight to fifty-six, inclusive, of chapter thirty-five and shall be paid by their respective counties. The salary of the clerk of the supreme judicial court for Suffolk county shall be eighty-five hundred dollars, and fifteen hundred dollars of said salary shall be paid by the commonwealth. The salary of the assistant clerk of the supreme judicial court for Suffolk county shall be sixty-four hundred dollars and the salary of the second assistant clerk of said court for said county shall be fifty-four hundred dollars, and said assistant clerk and second assistant clerk may receive their salary in bi-weekly instalments if they so request in writing. The salary of the clerk of the superior court for criminal business in the county of Suffolk shall be nine thousand dollars and the salaries of the assistant clerks of said court shall be sixty-one hundred and twenty dollars. The assistant clerks of the superior court for criminal business in Suffolk county may receive their salary in bi-weekly instalments if they so request in writing.

G. L. (Ter. Ed.), 221, § 94, etc., amended.

Salaries of clerks and assistant clerks of courts.

Approved April 28, 1949.

Chap.222 AN ACT EMPOWERING THE CITY OF BOSTON TO FIX BY ORDINANCE CERTAIN FEES AND CHARGES.

Be it enacted, etc., as follows:

SECTION 1. The city of Boston may from time to time, by ordinance, fix the fees for all licenses and permits granted under the authority of statutes where the entire proceeds of the fee form part of the income of the city, except marriage licenses, licenses granted under chapter four hundred and ninety-four of the acts of nineteen hundred and eight, as amended, licenses issued under chapter one hundred and thirty-eight of the General Laws, licenses issued under section fifty-nine of chapter one hundred and forty of the General Laws, and licenses issued under section seventy of said chapter one hundred and forty, and may likewise fix the charges to be paid for any services rendered or work performed by the city or any department thereof, for any person or class of persons unless such service is rendered or work performed as part of the general services furnished for the benefit of the citizens of the city as a whole. Any such ordinance may set a maximum fee or charge, or a minimum fee or charge, or both, and may empower an administrative board or officer to fix the fee or charge conformably with the limit or limits set.

SECTION 2. Said city may also, by ordinance, from time to time fix the fees to be paid to the city clerk for the use of said city for the qualification or warrant of any officer appointed by the mayor and confirmed by the city council, whose compensation is derived from fees charged for the exercise of powers conferred by such appointment.

SECTION 3. A fee or charge fixed by ordinance under this act shall be deemed to apply notwithstanding any general or special law heretofore passed fixing a different fee or charge or imposing any limitation on the amount thereof or designating a particular board or officer to fix said amount; provided, however, that the fee fixed for a registration under section thirteen of chapter one hundred and forty-eight of the General Laws shall not be more than one half of the amount of the fee fixed for a license under said section. No general or special law hereafter passed shall, in the absence of express and explicit mention therein of this act, be construed to repeal this act in whole or in part or to affect in any way any fee or charge theretofore or thereafter fixed by ordinance under this act.

SECTION 4. Chapter five hundred and seventy-one of the acts of nineteen hundred and ten, and chapter two hundred and ninety-seven of the acts of nineteen hundred and thirty-one, as amended, are hereby repealed. The fee or charge being collected immediately prior to the passage of this act for any license, permit, service or work subject to this act shall be the fee or charge for such license, permit, service or work until action is taken under this act.

SECTION 5. This act shall take effect upon its passage.

Approved April 29, 1949.

AN ACT ESTABLISHING THE COMPENSATION OF THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF BOSTON. *Chap.223*

Be it enacted, etc., as follows:

SECTION 1. Section 49 of chapter 486 of the acts of 1909, as most recently amended by section 1 of chapter 555 of the acts of 1948, is hereby further amended by striking out, in line 2, the words "twenty-five hundred dollars" and inserting in place thereof the words:— three thousand dollars and the president of said council shall be paid five hundred dollars additional compensation,— so as to read as follows:— *Section 49.* Each member of the city council shall be paid an annual salary of three thousand dollars and the president of said council shall be paid five hundred dollars additional compensation; and no other sum shall be paid from the city treasury for or on account of any personal expenses directly or indirectly incurred by or in behalf of any member of said council.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved April 29, 1949.

AN ACT AUTHORIZING THE TOWN OF COHASSET TO BORROW FOR SCHOOL PURPOSES. *Chap.224*

Be it enacted, etc., as follows:

SECTION 1. For the purposes of acquiring land for and constructing a school building and originally equipping and furnishing the same, the town of Cohasset may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, eight hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Cohasset School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved April 29, 1949.

AN ACT INCREASING THE AMOUNT OF MONEY THAT THE TOWN OF BRIDGEWATER MAY BORROW FOR THE CONSTRUCTION AND FURNISHING OF A NEW HIGH SCHOOL. *Chap.225*

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 61 of the acts of 1947 is hereby amended by striking out, in line 6, the word

“three” and inserting in place thereof the word: — seven, — so as to read as follows: — *Section 1.* For the purpose of constructing a high school building and originally equipping and furnishing said building, the town of Bridgewater may borrow, from time to time within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate seven hundred and fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Bridgewater High School Loan, Acts of 1947. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitations contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved April 29, 1949.

Chap.226 AN ACT AUTHORIZING THE TOWN OF PAXTON TO APPROPRIATE AND PAY A SUM OF MONEY TO AUGUSTUS MULANNEY FOR CERTAIN SERVICES RENDERED TO SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section ninety-one of chapter thirty-two of the General Laws, the town of Paxton may appropriate and pay to Augustus Mulanney for his services as school janitor in said town the sum of three hundred and sixteen dollars and sixty-eight cents.

SECTION 2. This act shall take effect upon its passage.

Approved April 29, 1949.

Chap.227 AN ACT AUTHORIZING THE TOWN OF SOUTHBRIDGE TO REIMBURSE THE FATHER OF THOMAS HMAI, A MINOR, FOR CERTAIN EXPENSES INCURRED BY REASON OF INJURIES SUSTAINED BY SAID MINOR AT A PLAYGROUND MAINTAINED BY SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the town of Southbridge may appropriate and pay to the father of Thomas Hmai, a minor, a sum of money not exceeding three hundred and forty dollars to reimburse him for expenses of hospital and medical care incurred by him on account of injuries received by said Thomas Hmai at a playground maintained by said town.

SECTION 2. This act shall take effect upon its passage.

Approved April 29, 1949.

AN ACT AUTHORIZING THE SALE OF CERTAIN LAND IN THE TOWN OF HULL HELD IN TRUST BY THE BOARD OF MISSIONS OF THE PROTESTANT EPISCOPAL CHURCH. Chap. 228

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to enable the sale and conveyance of property authorized thereby to be made without delay, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

The Diocesan Board of Missions, a corporation duly organized by law, affiliated with the Protestant Episcopal Church in the Diocese of Massachusetts, may sell and convey at private or public sale a parcel of land in the town of Hull in the county of Plymouth being bounded and described as follows:—

Being lots three hundred and seventy-one and three hundred and seventy-two and a portion of lot three hundred and seventy, as shown on a plan of land belonging to the Nantasket Company at Nantasket Beach, drawn by F. M. Hersey, C.E., dated May, eighteen hundred and eighty-one, and recorded with Plymouth Deeds, Book of Plans 1, plan one hundred, said parcel bounded as follows:—northerly by the southerly line of N street, one hundred feet; easterly by lot three hundred and sixty-seven as shown on said plan, eighty-one and one tenth feet; southerly by land now or formerly of Frank A. Schirmer, being a portion of said lot three hundred and seventy as shown on said plan, sixteen feet; easterly again by said land now or formerly of Frank A. Schirmer, thirty-eight and nine tenths feet; southerly again by said land now or formerly of Frank A. Schirmer, eighty-four feet; and westerly by the easterly line of Main street, one hundred and twenty feet; containing eleven thousand, three hundred and seventy-seven and six tenths square feet, be all said measurements more or less, being the same premises conveyed to the said Diocesan Board of Missions by deed of The Church of Our Savior at Hull and George Francis Weld, dated September seventh, nineteen hundred and ten and recorded with Plymouth Deeds, Book 1113, pages 67, 68 and 69; and said corporation may give to the purchaser or purchasers good title free of any trusts; provided, however, that the proceeds of such sale shall be devoted to the strengthening and upbuilding of the missionary activities of the Protestant Episcopal Church in the Diocese of Massachusetts; as provided in a decree of the probate court for Plymouth county, dated August twenty-fourth, nineteen hundred and forty-eight, authorizing such sale and conveyance.

Approved April 29, 1949.

Chap.229 AN ACT RELATIVE TO THE BORROWING OF MONEY BY THE COUNTY COMMISSIONERS OF THE COUNTY OF BRISTOL IN ANTICIPATION OF AND TO BE PAID FROM THE COUNTY TAX OF THE CURRENT YEAR.

Be it enacted, etc., as follows:

SECTION 1. Upon the affirmative vote during the current year of Leo H. Coughlin and Charles A. Frates, county commissioners of the county of Bristol, so authorizing, the treasurer of said county may borrow from time to time on the credit of the county such sums, not to exceed, in the aggregate, six hundred thousand dollars, and issue county notes therefor in anticipation of and to be repaid from, the county tax of the current year. All provisions of section thirty-seven of chapter thirty-five of the General Laws relative to the borrowing of money by county commissioners shall apply to such loans.

SECTION 2. This act shall take effect upon its passage.

Approved April 29, 1949.

Chap.230 AN ACT AUTHORIZING THE TOWN OF FRANKLIN TO SELL CERTAIN LANDS FOR VETERANS' HOUSING PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. The town of Franklin is hereby authorized to sell and convey to the Franklin Housing Authority for use as a veterans' housing project, for the sum of one dollar or such other consideration as the town may determine, the whole or any part thereof of two certain parcels of land situated in and conveyed to said town for park purposes and which is no longer needed for said purposes, said land being bounded and described as follows: — Land situated on the southeasterly side of North Park street in said town bounded northwesterly by said North Park street, three hundred and seven feet; northeasterly by land now or late of Raffaele Nasuti, four hundred and eighteen feet; southeasterly by land formerly of Sally Metcalf, three hundred and twenty-five feet; and southwesterly by land now or late of Michael D'Aloia et al, three hundred and ninety-two feet; being the same parcel of land conveyed to the town of Franklin by Munroe Morse, by deed dated March 3, 1879 and recorded with Norfolk Deeds, book 511, page 57; and that certain parcel of land situated immediately southwesterly of and adjoining said parcel just hereinbefore described, said second parcel being bounded northwesterly by said first described land, three hundred and twenty-five feet; northeasterly by land now or late of Raffaele Nasuti in part, and in part by land now or late of Richard Costello, Junior, of that name, three hundred and sixty-six feet; southeasterly by land now or late of said Richard Costello, Junior of that name, three hundred and thirty-three feet; and southwest-erly by land now or late of said Richard Costello, Junior of

that name, four hundred and four feet; being the same premises conveyed to the town of Franklin by Sally Metcalf, by deed dated March 3, 1879 and recorded with Norfolk Deeds, book 511, page 57.

SECTION 2. Any action taken hereunder by the said town before the passage of this act at the annual town meeting in the current year is hereby validated.

SECTION 3. This act shall take effect upon its passage.

Approved April 29, 1949.

AN ACT AUTHORIZING THE TOWN OF PROVINCETOWN TO REFUND CERTAIN INDEBTEDNESS. Chap.231

Be it enacted, etc., as follows:

SECTION 1. The town of Provincetown is hereby authorized to refund or extend, from time to time, for a period not extending beyond May first, nineteen hundred and fifty, seventy-five thousand dollars of a loan of one hundred thousand dollars borrowed in anticipation of the receipt of grants of money by the federal government and by the commonwealth for airport purposes, under the provisions of section fifty-one K of chapter ninety of the General Laws; and may issue a note or notes therefor, which shall bear on their face the words, Provincetown Refunding Loan, Act of 1949.

SECTION 2. This act shall take effect upon its passage.

Approved April 29, 1949.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF THE COUNTY OF BARNSTABLE TO APPROPRIATE AND EXPEND A SUM OF MONEY FOR THE EXTERMINATION OF CERTAIN INSECT PESTS DECLARED TO BE PUBLIC NUISANCES. Chap.232

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of the county of Barnstable are hereby authorized to appropriate a sum not exceeding one hundred thousand dollars for the extermination of gypsy moths and other insect pests which have been declared to be public nuisances, to be expended under the direction of the chief moth superintendent in the department of conservation. Said commissioners are hereby authorized to levy said sum as part of the county tax of said county for the current year.

SECTION 2. For the purpose aforesaid, the county treasurer of said county, with the approval of the county commissioners, may borrow, from time to time, on the credit of said county, such sums as may be necessary, but not exceeding, in the aggregate, one hundred thousand dollars, and may issue temporary notes of the county therefor, payable not later than December thirty-first in the current year.

SECTION 3. This act shall take effect upon its passage.

Approved April 29, 1949.

Chap.233 AN ACT RELATIVE TO THE TENURE OF OFFICE OF CHARLES DICICCO, AN INVESTIGATOR IN THE VETERANS' SERVICES DEPARTMENT OF THE CITY OF SOMERVILLE.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of Charles DiCicco, a disabled war veteran who is employed as an investigator in the veterans' services department in the city of Somerville, shall, upon his passing a qualifying examination to which he shall be subjected by the director of civil service, be unlimited and subject to the civil service laws, and he shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved April 29, 1949.

Chap.234 AN ACT TO PROVIDE THAT THE BOARD OF ASSESSORS OF THE CITY OF SOMERVILLE SHALL BE ELECTED BY THE VOTERS OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The board of assessors of the city of Somerville shall consist of five members, who shall be elected at large by and from the voters of said city as hereinafter provided.

SECTION 2. At the biennial municipal election to be held in said city in the year nineteen hundred and forty-nine, the members of the board of assessors shall be elected by and from the registered voters of the city, and the first three in the order of votes received shall serve for terms of four years each, and the remaining two shall serve for terms of two years each. At each biennial municipal election thereafter, successors to the members of said board to be elected thereat shall be elected for terms of four years each.

SECTION 3. All members of the existing board of assessors of said city shall cease to hold office upon the qualification of the members of the board of assessors elected at the biennial municipal election in the year nineteen hundred and forty-nine.

SECTION 4. Such provisions of chapter two hundred and forty of the acts of eighteen hundred and ninety-nine, and acts in amendment thereof and in addition thereto, as are inconsistent with this act are hereby repealed.

Approved April 29, 1949.

AN ACT RELATING TO THE SALARY AND COMPENSATION OF ASSESSORS AND COLLECTORS FOR SERVICES WHEN ASSESSING AND COLLECTING DISTRICT TAXES. *Chap.235*

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 108A, as amended by chapter 351 of the acts of 1948, the following section: — *Section 108B.* In a town in which a fire, water or improvement district has been created and is operating under a law which requires the assessors of the town to assess district taxes and the collector of taxes of the town to collect such taxes, such district shall annually appropriate money for the salary or compensation of the assessors and collector of taxes, which shall be in addition to the amounts fixed by the town for salary or compensation as provided by section one hundred and eight. The amounts appropriated for said purposes shall not be less than the amounts determined by the prudential committee of the district, or, if there be no prudential committee, by the water commissioners of the district and the selectmen of the town. If the said prudential committee or water commissioners, as the case may be, and the selectmen cannot agree on the amounts and the commissioner of corporations and taxation is so notified, the said commissioner may determine the amounts and shall notify the assessors who shall include the amounts determined by said commissioner in the aggregate amount assessed annually for district taxes, and the amounts assessed shall be paid said assessors and collector. Said districts may also appropriate money for books, forms and other necessary expenses of said assessors and collectors of taxes in connection with the assessment and collection of such taxes. *Approved April 29, 1949.*

G. L. (Ter. Ed.), 41, new § 108B, added.
Salary of assessors and collectors in water, fire or improvement districts.

AN ACT RELATIVE TO THE EXEMPTION OF PERSONS SIXTY-FIVE YEARS OF AGE OR OVER FROM THE PAYMENT OF POLL TAXES. *Chap.236*

Be it enacted, etc., as follows:

Clause Seventeenth A of section 5 of chapter 59 of the General Laws is hereby amended by striking out, in line 2 of the first sentence, as appearing in section 4 of chapter 186 of the acts of 1938, and in line 2 of the second sentence, as appearing in chapter 559 of the acts of 1943, the word "seventy" and inserting in place thereof, in each instance, the word: — sixty-five, — so as to read as follows: —

Seventeenth A, Male inhabitants of the commonwealth who are sixty-five years of age or over, or who, during the preceding calendar year, were recipients of old age assistance or of aid furnished by municipalities from funds appropriated by them for the relief, support, maintenance and employment of the poor, shall be assessed for, but shall be exempt at their request from the payment of, a poll tax. In case a

G. L. (Ter. Ed.), 59, § 5, etc., amended.

Exemption of persons sixty-five or over from poll taxes.

male inhabitant of the commonwealth, who is sixty-five years of age or over, shall in any year request that he be exempt from payment of a poll tax, such request shall be deemed to continue in effect with respect to poll taxes assessed in subsequent years unless such inhabitant shall otherwise in writing direct.

Approved April 29, 1949.

Chap.237 AN ACT PROVIDING THAT THE DELIVERY OF ANY POLICY OF LIFE OR ENDOWMENT INSURANCE OR ANNUITY CONTRACT SHALL CREATE A PRESUMPTION THAT CERTAIN CONDITIONS PRECEDENT TO THE ATTACHING THEREOF HAVE BEEN PERFORMED.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 175, new § 186A, added.

Presumption created by delivery of insurance policy.

Chapter 175 of the General Laws is hereby amended by inserting after section 186, as appearing in the Tercentenary Edition, the following section: — *Section 186A.* The delivery of any policy of life or endowment insurance or annuity contract shall create a presumption that any conditions precedent, other than a condition requiring prepayment of the initial premium, to the attaching of the policy or contract have been performed.

Approved April 29, 1949.

Chap.238 AN ACT PROHIBITING THE DISTRIBUTION OF CERTAIN LISTS OR SLATES OF CANDIDATES FOR NOMINATION OR ELECTION TO STATE OFFICE UNLESS THE NAME OF THE PERSON WHO IS RESPONSIBLE THEREFOR APPEARS THEREON.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 56, new § 44A, added.

Distribution of list of candidates for state office, prohibited.

Chapter 56 of the General Laws is hereby amended by inserting after section 44, as appearing in section 11 of chapter 537 of the acts of 1946, the following section: — *Section 44A.* No person shall distribute by mail or otherwise, or directly or indirectly cause to be distributed by mail or otherwise, a list or slate containing names of candidates for state office to be nominated at state primaries or to be elected at a biennial state election, unless the name of some voter who is responsible therefor, with his residence and the street and number thereof, if any, appears therein in the nature of a signature. Violation of this section shall be punished by a fine of not more than one hundred dollars.

Approved April 29, 1949.

Chap.239 AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO PAY TO THE WIDOW OF THE LATE CITY COUNCILLOR MICHAEL A. SULLIVAN THE BALANCE OF THE SALARY TO WHICH HE WOULD HAVE BEEN ENTITLED FOR THE CURRENT YEAR.

Be it enacted, etc., as follows:

SECTION 1. In recognition of his conspicuous public service for fourteen years in the city council of the city of Cambridge, and for the public advantage that arises from recognizing such meritorious service, said city may ap-

propriate and pay to the widow of the late Michael A. Sullivan the balance of the salary to which he would have been entitled had he lived and continued to serve in said council until the end of the current year.

SECTION 2. Said balance of salary shall be paid by the city treasurer of said city to Mary C. Sullivan, said widow, in equal monthly instalments during the remainder of the current year.

Approved April 29, 1949.

AN ACT RELATIVE TO THE ADMISSIBILITY IN EVIDENCE OF COPIES OF CERTAIN RECORDS AND DOCUMENTS. Chap.240

Be it enacted, etc., as follows:

Chapter 233 of the General Laws is hereby amended by inserting after section 79C, inserted by section 1 of chapter 183 of the acts of the current year, the following section: —

Section 79D. Copies of any newspaper, or part thereof made by the photographic or microphotographic process deposited in any public library or a library of any college or university located in the commonwealth, shall, when duly certified by the person in charge thereof, be admitted in evidence equally with the originals.

G. L. (Ter. Ed.), 233, new § 79D, added.

Admissibility in evidence of photostatic and microphotographic copies of records.

A print, whether enlarged or not, from any photographic film, including any photographic plate, microphotographic film, photostatic negative or reproduction of any original record, document, instrument, plan, book or paper destroyed, lost or for any reason unavailable after such film was taken, shall be admissible in evidence in all instances that the original record, document, instrument, plan, book or paper might have been admitted in evidence, and shall have the full force and effect of said original if it is proved that (a) such reproduction was made in the regular course of any business and that it was the regular course of any such business to make such reproductions; (b) said photographic film, microphotographic, photostatic or similar reproduction was taken in order to keep a permanent record of the original; and (c) the said original was subsequently destroyed, lost or is unavailable.

Approved April 29, 1949.

AN ACT REQUIRING PAYMENT BY EMPLOYERS FOR MEDICAL EXAMINATIONS OF EMPLOYEES. Chap.241

Be it enacted, etc., as follows:

Chapter 149 of the General Laws is hereby amended by inserting after section 159A, inserted by section 1 of chapter 342 of the acts of 1937, the following section: — *Section 159B.* Any employer who requests or requires a person who is a present or prospective employee to undergo a medical examination by a physician designated by the employer, as a condition to securing or continuing in employment, shall reimburse said person for the medical expenses requested or required.

G. L. (Ter. Ed.), 149, new § 159B, added.

Employers to pay for medical examination of employees.

Approved April 29, 1949.

Chap. 242 AN ACT MAKING THE LAWS RELATIVE TO THE REHABILITATION, CONSERVATION AND LIQUIDATION OF CERTAIN DOMESTIC AND FOREIGN INSURERS APPLICABLE TO DOMESTIC INSURANCE COMPANIES CONDUCTING AN INTRASTATE BUSINESS ONLY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 175, § 6, etc., amended.

Commissioner may institute proceedings in certain cases.

SECTION 1. Section 6 of chapter 175 of the General Laws, as most recently amended by section 2 of chapter 488 of the acts of 1939, is hereby further amended by striking out the last sentence of the first paragraph and inserting in place thereof the following sentence:— In the case of a domestic company conducting an intrastate business only, or of a domestic company transacting business in any other reciprocal state, as defined in section one hundred and eighty A, the commissioner, instead of proceeding under this section, may institute a proceeding under section one hundred and eighty B or one hundred and eighty C.

G. L. (Ter. Ed.), 175, § 180B, etc., amended.

Commissioner may be appointed receiver to rehabilitate certain insurance companies.

SECTION 2. Section 180B of said chapter 175, inserted by section 3 of chapter 472 of the acts of 1939, is hereby amended by striking out the first sentence and inserting in its place the following sentence:— The commissioner may institute a rehabilitation proceeding against a domestic company conducting an intrastate business only, or against a domestic company transacting business in any other reciprocal state for any cause specified in section six, other than that the company has exceeded its powers or has violated any provision of law, by making application to the supreme judicial court for his appointment as receiver to rehabilitate such company and conserve its assets.

Approved April 29, 1949.

Chap. 243 AN ACT TO AUTHORIZE INVESTMENT OF MUNICIPAL TRUST FUNDS IN SHARES OF SAVINGS AND LOAN ASSOCIATIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 44, § 54, etc., amended.

Municipal trust funds may be invested in shares of savings and loan associations.

Chapter 44 of the General Laws is hereby amended by striking out section 54, as most recently amended by section 1 of chapter 194 of the acts of 1948, and inserting in place thereof the following section:— *Section 54.* Trust funds, including cemetery perpetual care funds, unless otherwise provided or directed by the donor thereof, shall be placed at interest in savings banks, trust companies incorporated under the laws of the commonwealth, banking companies incorporated under the laws of the commonwealth which are members of the Federal Deposit Insurance Corporation, or national banks, or invested by cities and towns in paid-up shares of co-operative banks, or in shares of savings and loan associations or in shares of federal savings and loan associations doing business in the commonwealth to an amount not exceeding five thousand dollars, or in bonds or notes which are legal investments for savings banks. This section shall not apply to Boston.

Approved April 29, 1949.

AN ACT AUTHORIZING THE SELECTMEN OF THE TOWN OF NAHANT TO ACT AS A BOARD OF PUBLIC WORKS EXERCISING THE POWERS OF CERTAIN OTHER BOARDS AND TOWN OFFICERS. Chap. 244

Be it enacted, etc., as follows:

SECTION 1. The selectmen of the town of Nahant from and after the annual meeting held following the acceptance of this act shall be a board of public works, and in said capacity shall have and exercise, under the designation of selectmen, all the powers and duties now or from time to time vested by law in the following boards and officers in said town, to wit: — highway surveyor, water commissioners, sewer commissioners, cemetery commissioners, tree warden and board of health, and such boards and offices shall thereupon be abolished. No contracts or liabilities then in force shall be affected by such abolition, but the selectmen, acting as said board, shall in all respects be the lawful successor of the boards and offices so abolished. At the first annual meeting of the town held after said acceptance, the town shall elect one selectman for one year, one for two years and one for three years; and at each annual meeting thereafter the town shall elect their successor for terms of three years. The number of selectmen and their terms of office shall be subject to change as provided by chapter forty-one of the General Laws.

SECTION 2. The selectmen shall appoint a superintendent of public works and shall fix his compensation provided that it shall not exceed the amount appropriated therefor by the town. He shall administer, under the supervision of and direction of the selectmen a department of public works which shall include the functions formerly performed by the highway, water, sewer, cemetery, tree warden and health departments and shall also administer, under the supervision and direction of the selectmen, such other departments under their supervision as the selectmen may designate, except the fire, police and public welfare departments. He shall be responsible for the administration of all departments within the scope of his duty, and shall hold office subject to the will of the selectmen. He shall be specially fitted by education, training and experience to perform the duties of said office. He may or may not be a resident of the town when appointed. During his tenure he shall hold no other elective or appointive office, nor shall he be engaged in any other business or occupation. He shall give bond to the town for the faithful performance of his duties in such sum, upon such conditions and with such surety or sureties as the selectmen may require, the expenses of such bond to be borne by the town, and shall, subject to the approval of the selectmen, appoint such assistants, agents and employees as the performance of the duties of the various departments under his supervision may require. He shall keep full and complete records of the doings of his office, and render to the select-

men as often as they may require a full report of all operations under his control during the period reported upon; and annually, or from time to time as required by the selectmen, he shall make a synopsis of all such reports for publication. He shall keep the selectmen fully advised as to the needs of the town within the scope of his duties, and shall furnish to the selectmen on or before December first in each year, a carefully prepared and detailed estimate in writing of the appropriations required during the ensuing fiscal year for the proper conduct of all departments of the town under his supervision.

SECTION 3. This act shall not take full effect unless accepted by a majority of the voters of said town, present and voting thereon by ballot in accordance with the provisions of General Laws, so far as the same shall be applicable, at a meeting which the selectmen shall call for the purpose not later than thirty days before the annual town meeting, in answer to the question which shall be placed upon the official ballot to be used at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and forty-nine entitled 'An Act authorizing the Selectmen of the Town of Nahant to act as a Board of Public Works exercising the powers of certain other Boards and Town Officers' be accepted by the Town?"

SECTION 4. At any time after the expiration of three years from the date on which this act is accepted, twenty per cent of the qualified voters may petition the selectmen that the question of rescinding such acceptance be submitted to the voters at a meeting to be held at least sixty days before the annual town meeting. The vote shall be taken by ballot in accordance with the provisions of General Laws, so far as the same shall be applicable in answer to the question which shall be placed upon the official ballot to be used at said meeting, "Shall an act passed by the General Court in the year nineteen hundred and forty-nine, entitled 'An Act authorizing the Selectmen of the Town of Nahant to act as a Board of Public Works exercising the powers of certain other Boards and Town Officers' be rescinded by this town?" If such action is favored by a majority of the voters voting thereon, and if the total number of voters voting thereon shall be a majority of the registered voters of the town, the town shall at the next annual town meeting following such vote elect such boards and officers as are necessary to exercise and perform the powers, rights and duties transferred to the board of public works by this act. Such action shall not affect any contract then existing or any action at law or suit in equity or other proceeding then pending. All general laws respecting town administration and town officers and any special laws relative to the town, the operation of which has been suspended or superseded by the acceptance of this act, shall be revived by such rescission and shall continue to be in full force and effect. By-laws in force when such rescission takes effect, so far as they are consistent with general laws respecting town administration and town offi-

cers and with special laws relating to the town, shall not be affected thereby, but any other by-law inconsistent with such general or special laws shall be revoked. Any subsequent vote to rescind the acceptance of this act shall not be taken oftener than once in every three years.

Approved April 29, 1949.

AN ACT SUBJECTING THE OFFICE OF SUPERVISOR OF VETERANS' GRAVES AND REGISTRATION IN THE CITY OF BOSTON TO THE CIVIL SERVICE LAWS. Chap.245

Be it enacted, etc., as follows:

SECTION 1. The office of supervisor of veterans' graves and registration in the city of Boston shall, upon the effective date of this act, become subject to the civil service laws and rules and regulations, and the term of office of any incumbent thereof shall be unlimited, subject, however, to said laws; provided, however, that the present incumbent of said office may continue to serve as such after passing a qualifying examination to which he shall be subjected by the division of civil service.

SECTION 2. This act shall take full effect upon its acceptance by the city council of the city of Boston subject to the provisions of its charter, but not otherwise.

Approved April 29, 1949.

AN ACT EXEMPTING FROM TAXATION CERTAIN PROPERTY IN THE DRACUT WATER SUPPLY DISTRICT. Chap.246

Be it enacted, etc., as follows:

SECTION 1. Chapter 433 of the acts of 1905 is hereby amended by striking out section 8 and inserting in place thereof the following section: — *Section 8.* Whenever a tax is duly voted by the district for the purposes of this act, the clerk shall send a certified copy of the vote to the assessors of said town, who shall assess the same on property within the district in the same manner in all respects in which town taxes are required by law to be assessed; provided, that no estate shall be subject to any tax assessed on account of the system of water supply under this act if, in the judgment of the board of water commissioners hereinafter provided for, after a hearing, due notice whereof shall have been given, such estate is so situated that it can receive no aid in the extinguishment of fire from the said system of water supply, or if such estate is so situated that the buildings thereon, or the buildings that might be constructed thereon, could not be supplied with water from said system in any ordinary or reasonable manner; but all other estates in the district shall be deemed to be benefited and shall be subject to such tax. A certified list of the estates exempt from taxation under the provisions of this section shall annually be sent by said board of water commissioners to said assessors, at the same time at which the clerk shall send a certified copy of the

vote as aforesaid. The assessment shall be committed to the town collector, who shall collect said tax in the manner provided by law for the collection of town taxes, and shall deposit the proceeds thereof with the district treasurer for the use and benefit of the district. The district may collect interest on overdue taxes in the manner in which interest is authorized to be collected on town taxes.

SECTION 2. This act shall take full effect upon its acceptance by a majority vote of the voters of the territory included within said district present and voting thereon, by the use of a check list, at a district meeting called within four years after its passage, but not otherwise.

Approved April 29, 1949.

Chap. 247 AN ACT ESTABLISHING A TOWN MANAGER FORM OF GOVERNMENT FOR THE TOWN OF IPSWICH.

Be it enacted, etc., as follows:

SECTION 1. Upon the acceptance of this act by the town of Ipswich, as hereinafter provided, the annual town election of said town for the purpose of electing town officers and to take action on such matters as are by law to be determined by ballot, shall be held on the second Monday in March of each year, and the annual meeting for the transaction of all other business shall be held on the first Monday of March each year at half past seven o'clock in the evening.

SECTION 2. *Election of Selectmen.* — At the first town election following acceptance of this act, the registered voters of the town shall elect two selectmen for three years, two selectmen for two years and one selectman for one year. At each annual town election thereafter, the voters shall elect selectmen for three year terms to replace those whose terms are about to expire. When a vacancy occurs among the selectmen by reason of death, resignation, change of residence from the town or other disability, the remaining selectmen shall have power to fill the vacancy until the next annual town election, at which the voters shall elect a selectman for the remainder of the unexpired term. The selectmen shall serve until their respective successors are qualified. Upon the qualification of selectmen first elected under this act, the term of office of the board of selectmen then existing shall terminate.

SECTION 3. *Appointive Powers of Selectmen.* — The selectmen shall appoint, and may remove, election officers, the town accountant, the registrars of voters, except the town clerk.

SECTION 4. *Election of School Committee.* — At the first annual town election following the acceptance of this act, the registered voters of the town shall elect by ballot seven members of the school committee; two for a term of one year; two for a term of two years, and three for a term of three years; and annually thereafter there shall be elected members of the school committee, each for a term of three

years in the place of the members whose terms are about to expire. Members of the school committee elected hereunder shall serve until the qualification of their successors. When a vacancy occurs in the membership of the school committee, the remaining members shall give written notice thereof to the selectmen, who, with the remaining members of the school committee shall, after one week's notice, fill such vacancy by ballot. A majority of the ballots of the officers entitled to vote shall be necessary to such election. The person so appointed or elected shall perform the duties of the office until the next annual meeting or until another is qualified. Upon the election and qualification of the members of the school committee in the year of the annual town election following the acceptance of this act, the terms of office of the members of the then existing committee shall terminate.

SECTION 5. *Powers of School Committee.* — Upon the election and qualification of the seven members of the school committee elected as herein provided, all the powers, rights, duties and liabilities, except as hereinafter provided, now or hereafter conferred or imposed by law upon the school committee, shall be exercised and performed by the school committee elected under the provisions of this section. Nothing in this act shall be construed to affect the powers and duties of the school committee as provided by law, except as specifically provided herein.

SECTION 6. *Multiple Officers.* — A member of the finance committee shall, during the term for which he was elected or appointed, be ineligible either by election or appointment to hold any other town office. Any person appointed by the town manager to any town office under the provisions of this act or of any general or special law shall be eligible during the term of said office to appointment to any other town office, except that the town accountant shall not be eligible to hold the position of town treasurer or the position of town collector. The town manager, subject to any applicable provision of the General Laws relating thereto, may assume the duties of any office which he is authorized to fill by appointment.

SECTION 7. *Investigations or Surveys.* — For the purpose of making investigations or surveys, the selectmen may employ such experts, counsel and other assistants and incur such other expenses, not exceeding in any year the sum of one thousand dollars, or such larger sum as may be appropriated for the purpose by the town, as they may deem necessary, and the same shall be paid by the treasurer upon a warrant signed by a majority of the board of selectmen.

TOWN MANAGER.

SECTION 8. *Appointment of Town Manager.* — The selectmen elected as provided herein shall appoint, as soon as practicable, for a term of three years, a town manager who

shall be a person especially fitted by education, training and experience to perform the duties of the office. The town manager shall be appointed without regard to his political beliefs. He need not be a resident of the town or of this commonwealth when appointed and shall not during the three months prior to the annual election at which the selectmen are elected hereunder, be the holder of an elective or appointive office in Ipswich, but shall be a resident of the town during his term of office. He may be appointed for successive terms of office. Before entering upon the duties of his office, the town manager shall be sworn to the faithful and impartial performance thereof by the chairman of the selectmen, or by the town clerk, or by a justice of the peace. He shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such surety or sureties as may be fixed or approved by the selectmen.

SECTION 9. *Appointment of a Temporary Manager.* — Any vacancy in the office of town manager shall be filled as soon as possible by the selectmen. Pending the appointment of a town manager or the filling of any vacancy, the selectmen may appoint a suitable person to perform the duties of the office.

SECTION 10. *Acting Manager.* — The town manager may designate, by letter filed with the town clerk, a qualified officer of the town to perform his duties during his temporary absence or disability. In the event of failure of the manager to make such designation, the selectmen may, by resolution, designate an officer of the town to perform the duties of the manager until he shall return or his disability shall cease.

SECTION 11. *Removal of Manager.* — The selectmen, by a three fifths vote of the full membership of the board, may remove the town manager. At least thirty days before such proposed removal shall become effective, the selectmen shall file a preliminary written resolution with the town clerk setting forth in detail the specific reasons for his proposed removal, a copy of which resolution shall be delivered to the town manager. The manager, within thirty days after notice, so filed, may reply in writing to the resolution and may request a public hearing. If the manager so requests, the board of selectmen shall hold a public hearing not earlier than twenty days nor later than thirty days after the filing of such request. After such public hearing, if any, otherwise at the expiration of thirty days following the filing of the preliminary resolution, and after full consideration, the selectmen by a three fifths vote of the full membership of the board may adopt a final resolution of removal. In the preliminary resolution, the selectmen may suspend the manager from duty, but shall in any case cause to be paid to him forthwith any unpaid balance of his salary and his salary for the next three calendar months following the filing of the preliminary resolution.

SECTION 12. *Compensation of Manager.* — The town manager shall receive such compensation for his services as

the selectmen shall determine but it shall not exceed the amount appropriated therefor by the town.

SECTION 13. *Powers and Duties of the Manager.* — In addition to specific powers and duties provided in this act the town manager shall have the general powers and duties enumerated in this section: —

(a) The town manager shall supervise and direct the administration of all departments, commissions, boards and offices, except the board of selectmen, the school committee, trust fund commissioners, election officers and the registrars of voters.

(b) The town manager, in accordance with the provisions of this act and except as otherwise expressly prohibited by the General Laws, may reorganize, consolidate or abolish departments, commissions, boards or offices under his direction and supervision, in whole or in part, may establish such new departments, commissions, boards and offices as he deems necessary, and may transfer the duties and powers of one department, commission, board or office to another and may, with the approval and consent of the finance committee, transfer the appropriation of one department, commission, board or office to another.

(c) Except as otherwise provided by this act, the town manager shall appoint upon merit and fitness alone, and, subject to the provisions of chapter thirty-one of the General Laws where applicable, and except as otherwise provided herein, he may remove, all officers and employees of the town, except employees of the school department; town officers and employees not subject to the provisions of said chapter thirty-one shall not be removed by him except on five days notice in writing, setting forth the cause of such removal.

(d) Notwithstanding the provisions of section one hundred and eight of chapter forty-one of the General Laws, but subject to all applicable provisions of chapter thirty-one of the General Laws, the town manager shall fix the compensation of all town officers and employees subject to removal by him.

(e) The town manager shall attend all regular meetings of the board of selectmen except meetings at which his removal is being considered.

(f) The town manager shall keep full and complete records of his office, and shall render as often as may be required by the selectmen a full report of all operations during the period reported on.

(g) The town manager shall keep the selectmen fully advised as to the needs of the town and shall recommend to the selectmen for adoption such measures requiring action by them or by the town as he may deem necessary or expedient.

(h) The town manager shall have jurisdiction over the rental and use of all town property and shall be responsible for the maintenance and repair of all town buildings. He shall be responsible for the preparation of plans and the supervision of work on existing buildings or on the construction of new buildings.

(i) The town manager shall purchase all supplies and materials and equipment, except books for schools, and shall award all contracts for all departments of the town. He shall make purchases for departments not under his supervision only upon requisition duly signed by the head of such department.

(j) The town manager shall administer either directly or through a person or persons appointed by him in accordance with this act all provisions of general and special laws applicable to said town, all by-laws and all regulations established by the selectmen.

(k) The town manager shall have authority to prosecute, defend and compromise all litigation to which the town is a party, and to employ special counsel to assist the town counsel whenever in his judgment it may be necessary.

(l) The town manager shall perform such other duties consistent with his office, as may be required of him by the by-laws of the town or by vote of the selectmen.

(m) The town manager shall appoint all necessary town officers not specifically provided for herein.

SECTION 14. *Investigations by the Manager.* — The town manager may without notice cause the affairs of any division or department under his control or the conduct of any officer or employee thereof to be examined. The town manager shall have access to all town books and papers for information necessary for the proper performance of his duties.

SECTION 15. *Appointment of Planning Board.* — There shall be established a planning board as herein provided which shall have all the powers and duties of planning boards established in accordance with section eighty-one A of chapter forty-one of the General Laws, except that such planning board shall not be authorized to act as playground commissioners. The board established hereunder shall consist of five members who shall be appointed by the town manager. When such board is first established its members shall be appointed for terms of such length and so arranged that the term of at least one member will expire each year and his successor shall be appointed by the town manager for a term of five years. Any vacancy shall be filled for the unexpired term by the town manager. Upon the appointment and qualification of the members of the board, the term of office of members of the then existing planning board shall terminate.

SECTION 16. *Appointment of Board of Public Welfare.* — The town manager shall appoint a board of public welfare to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of public

welfare, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of public welfare as provided in this section the terms of office of the members of the then existing board of public welfare of the town shall terminate. The board of public welfare appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of public welfare of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

The town manager may appoint an agent of the board of public welfare who may be a member of said board and who shall possess all the powers and liabilities conferred or imposed by law upon agents of boards of public welfare in towns, but in the performances of his duties he shall be subject to the general supervision and direction of the town manager.

SECTION 17. *Appointment of Board of Health.* — The town manager shall appoint a board of health to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of health, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of health as provided in this section the terms of office of the members of the then existing board of health of the town shall terminate. The board of health appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon the boards of health of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

The town manager may appoint an agent of the board of health, who may be a member of said board and who possesses all the powers and liabilities conferred or imposed by law upon agents of boards of health in towns, but in the performance of his duties he shall be subject to the general supervision and direction of the town manager.

SECTION 18. *Appointment of Board of Playground Commissioners.* — The town manager shall appoint a board of playground commissioners to consist of five suitably quali-

fied persons. Two of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member or members for a term of three years in the place of the member or members whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of playground commissioners, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of playground commissioners as provided in this section the terms of office of the members of the then existing board of playground commissioners of the town shall terminate. The board of playground commissioners appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon the boards of playground commissioners of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 19. *Appointment of Board of Cemetery Commissioners.* — The town manager shall appoint a board of cemetery commissioners to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of cemetery commissioners, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of cemetery commissioners as provided in this section the terms of office of the members of the then existing board of cemetery commissioners of the town shall terminate. The board of cemetery commissioners appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of cemetery commissioners of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 20. *Appointment of Board of Fire Engineers.* — The town manager shall appoint a board of fire engineers to consist of three suitably qualified persons. One of said

persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of fire engineers, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of fire engineers as provided in this section the terms of office of the members of the then existing board of fire engineers of the town shall terminate. The board of fire engineers appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of fire engineers of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

The board of fire engineers shall appoint, subject to the approval of the town manager, a chief of the department.

SECTION 21. *Appointment of Board of Assessors.* — The town manager shall appoint three suitably qualified persons as assessors. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, an assessor for a term of three years in the place of the assessor whose term is to expire. The assessors shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of assessors, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of assessors as provided in this section the terms of office of the members of the then existing board of assessors of the town shall terminate. The assessors appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon assessors of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the chairman of the selectmen or by a justice of the peace.

SECTION 22. *Town Clerk.* — The town manager shall appoint a suitably qualified person to the office of town clerk. The existing elective office of town clerk shall be continued until the person appointed to said office of town clerk shall have qualified, at which time the elective office of town clerk shall terminate. The town clerk shall have the powers, per-

form the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town clerks. He shall be sworn to the faithful performance of his duties by the chairman of the selectmen or by a justice of the peace. The town clerk shall be subject to the general supervision and direction of the town manager in the performance of his duties.

SECTION 23. *Town Treasurer.* — The town manager shall appoint a suitably qualified person to the office of town treasurer. The existing elective office of town treasurer shall be continued until the person appointed to said office of town treasurer shall have qualified, at which time the elective office of town treasurer shall terminate. The town treasurer shall have the powers, perform the duties, and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town treasurers but in the conduct of his office shall be subject to the supervision and direction of the town manager. Whenever it shall be necessary to execute any deed conveying land, or any other instrument required to carry into effect any vote of the town, the same shall be executed by the treasurer in behalf of the town, unless the town shall vote otherwise. The town treasurer shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 24. *Town Collector.* — The town manager shall appoint a suitably qualified person to the office of town collector. The existing elective office of town collector shall be continued until the person appointed to said office of town collector shall have qualified, at which time the elective office of town collector shall terminate. The collector shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town collectors except that in the performance of his duties he shall be subject to the general supervision and direction of the town manager. The town collector shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 25. *Town Accountant.* — Except as otherwise provided in this act, the town accountant shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town accountants but in the performance of his duties he shall be subject to the general supervision and direction of the town manager. The town accountant shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 26. *Department of Public Works.* — There shall be established a department of public works as herein provided. Amongst other responsibilities the collection and removal of refuse, garbage and offal shall also be the duty of this department. The town manager shall appoint a suitably qualified person or persons to the office of superintendent of public works or superintendents of such classifi-

cations of departments herein as he shall establish who may be removed by the town manager, for cause, as provided in section thirteen. The person or persons so appointed hereunder shall possess all the powers and rights and be subject to all the duties and liabilities now or hereafter conferred by law, general or special, upon the municipal water and light commissioners of the town, park commissioners, superintendent of highways and tree warden, but in the performance of his or their duties he or they shall be subject to the general supervision and direction of the town manager. He or they shall be sworn to the faithful performance of his or their duties by the town clerk or by a justice of the peace. Upon the appointment and qualification of such superintendent or superintendents as provided in this section, the terms of office of the then existing water and light commissioners, highway superintendent, tree warden, light superintendent and park commissioners shall terminate. The town manager shall establish such divisions and subordinate offices within the department of public works as he deems necessary and shall prescribe the powers, rights, duties, and liabilities of the same.

LEGAL AFFAIRS.

SECTION 27. *Appointment of Town Counsel.* — The town manager shall annually appoint an attorney-at-law to act as town counsel, who shall draft all bonds, deeds, leases, obligations, conveyances and other legal instruments and shall perform such other legal services as may be requested of him by a vote of the town, by the town manager, or by any board of town officers. Also, when so requested he shall furnish a written opinion on any question that may be submitted to him, and he shall at all times upon request of the town manager furnish legal advice to any officer of the town who may require his advice upon any subject concerning the duties of such officer. He shall prosecute all suits or other legal proceedings ordered to be brought by the town or by the board of selectmen, and shall appear before the courts of the commonwealth in defense of all actions or suits brought against the town or its officers in their official capacity, and shall try and argue any and all causes in which the town shall be a party or before any board of referees or commission and shall appear at any and all hearings on behalf of the town whenever his services may be required.

SECTION 28. *Approval of Warrants.* — The town manager shall be the chief fiscal officer of the town. Warrants for the payment of town funds prepared by the town accountant in accordance with the provisions of section fifty-six of chapter forty-one of the General Laws shall be submitted to the town manager. The approval of any such warrant by the town manager shall be sufficient authority to authorize payment by the town treasurer, but the selectmen shall approve all warrants in the event of the absence of the town manager or a vacancy in the office of town manager.

SECTION 29. *Investigation of Claims.* — Whenever any payroll, bill or other claim against the town is presented to the town manager he shall, if the same seems to him to be of doubtful validity, excessive in amount, or otherwise contrary to the interests of the town, refer it to the selectmen who shall immediately investigate the facts and determine what, if any, payment should be made. Pending such investigation and determination by the selectmen, payment shall be withheld.

SECTION 30. *Receipts paid to the Treasury.* — Every officer shall pay into the treasury of the town all amounts received by him on behalf of the town, and shall make a true return thereof to the town accountant stating the accounts upon which such amounts were received.

SECTION 31. *Fees paid to Treasury.* — The aggregate annual compensation of each town employee appointed by the manager shall be limited to the amount established in accordance with the provisions of this act and all fees received in accordance with the provisions of any general or special law shall be paid into the treasury of the town.

SECTION 32. *Certain Town Officers not to make Contracts with the Town.* — It shall be unlawful for any selectman, the town manager, any member of the school committee, or any other elective or appointive official, except as otherwise provided by this act or any other provision of law, directly or indirectly to make a contract with the town, or to receive any commission, discount, bonus, gift, contribution or reward from, or any share in the profits of, any person or corporation making or performing such a contract, unless the official concerned, immediately upon learning of the existence of such contract, or that such a contract is proposed, shall notify the selectmen in writing of the contract and of the nature of his interest therein and shall abstain from doing any official act on behalf of the town in reference thereto. In case such interest exists on the part of an officer whose duty it is to make such a contract on behalf of the town, the contract may be made by another officer or voter of the town duly authorized thereto by vote of the selectmen. Violation of any provision of this section shall render the contract in respect to which such violation occurs voidable at the option of the town. Any person violating any provision of this section shall be punished by a fine of not more than one thousand dollars, or by imprisonment for not more than one year, or by both such fine and imprisonment.

SECTION 33. *Estimates of Expenditures.* — On or before the tenth day of December of each year, the town manager shall submit to the selectmen a careful, detailed estimate in writing of the probable expenditures of the town government for the ensuing fiscal year, stating the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town, and showing specifically the amount necessary to be provided for each fund

and department, together with a statement of the expenditures of the town for the same purposes in the two preceding years and an estimate of the expenditures for the current year. He shall also submit a statement showing all revenues received by the town in the two preceding fiscal years together with an estimate of the receipts of the current year and an estimate of the amount of income from all sources of revenue exclusive upon property in the ensuing year. He shall report the probable amount required to be levied and raised by taxation to defray all expenses and liabilities of the town together with an estimate of the tax rate necessary to raise said amount. For the purpose of enabling the town manager to make up the annual estimate of expenditures, all boards, officers, and committees of the town shall, upon his written request, furnish all information in their possession and submit to him in writing a detailed estimate of the appropriations required for the efficient and proper conduct of their respective departments during the next fiscal year.

SECTION 34. *Annual Budget.* — The selectmen shall consider the tentative budget submitted by the town manager and make such recommendations relative thereto as they deem expedient and proper in the interests of the town. On or before the twenty-fifth day of January of each year the selectmen shall transmit a copy of the budget together with their recommendations relative thereto to each member of the finance committee.

FINANCE COMMITTEE.

SECTION 35. *Appointment of Finance Committee.* — There shall be a finance committee consisting of nine registered voters of the town. No elective or appointive town officer or town employee shall be eligible to serve on said committee. The moderator elected under the provisions of this act in the year nineteen hundred and fifty-one shall forthwith appoint three members of the finance committee for terms of one year, three members for terms of two years, and three members for terms of three years. At each annual town meeting thereafter the moderator shall appoint three members of said committee for terms of three years. The terms of office of said members shall commence immediately upon their qualification and shall expire at the final adjournment of the annual town meeting at which their successors are appointed. Said committee shall choose its own officers and shall serve without pay. It shall cause to be kept a true record of its proceedings. Upon the appointment and qualification of a finance committee as provided herein the terms of office of all members of the then existing committee shall terminate.

SECTION 36. *Appointments to fill Vacancies.* — The said committee shall fill any vacancy which may occur in its membership, by vote, an attested copy of which shall be sent by its secretary to the town clerk. If any member is

absent from three consecutive meetings of said committee, except in case of illness, his position shall be deemed to be vacant and shall be filled as herein provided. The term of office of any person so chosen to fill a vacancy shall expire at the final adjournment of the next succeeding annual town meeting, and the moderator shall appoint his successor to complete the unexpired term of the member in whose office such vacancy originally occurred.

SECTION 37. *Consideration of Town Warrant.* — All articles in any warrant for a town meeting except articles providing for election of town officers shall be referred to the finance committee for its consideration. The selectmen after drawing any such warrant shall transmit immediately a copy thereof to each member of said committee. A public hearing shall be held at least ten days before the annual town meeting upon all such articles in the warrant for such meeting and a notice of such hearing shall be given by posting a copy thereof in at least three public places in the town not less than three days before the time of holding such hearing. The finance committee may hold a public hearing on any or all articles in the warrant for a special town meeting. Notice of such hearing shall be given by posting a copy thereof in at least three public places in the town not less than three days before the time of holding such hearing. Said committee, after due consideration of the subject matter of such articles in any warrant, shall report thereon to the town meeting, in writing, such recommendations as it deems best for the interests of the town and its citizens. The report of the finance committee on such articles in the warrant for any annual meeting shall be filed with the town clerk not later than fifteen days before the first Monday in March and the town clerk shall forthwith cause said report to be printed and a copy thereof to be distributed prior to said meeting to each registered voter in the town.

SECTION 38. *Recommendations by Committee.* — It shall be the duty of the finance committee annually to consider the expenditures in previous years and the estimated requirements for the ensuing year as set forth in the budget submitted to them by the selectmen. The finance committee shall add to the statement of expenditures and estimates in the annual budget another column, giving the amounts which in its opinion should be appropriated for the ensuing year, and shall further add thereto such explanations and suggestions relating to the proposed appropriations as it may deem expedient, and report thereon as provided in section thirty-seven.

No recommendation of the finance committee relating to any article in the town warrant requiring the appropriation of money shall be increased or decreased except by a two thirds vote of the town meeting.

SECTION 39. *Free Access to Financial Data.* — In the discharge of its duty, said committee shall have free access

to all books of records and accounts, bills and vouchers on which money has been or may be paid from the town treasury. Officers, boards and committees of the town shall, upon request, furnish said committee with facts, figures and any other information pertaining to their several activities.

SECTION 40. *Annual Report.* — It shall be the duty of the finance committee to make an annual report of its doings, with recommendations relative to financial matters and the conduct of town business, which shall be included in the annual town report.

SECTION 41. All powers, rights, duties and liabilities which, by chapter three hundred and thirteen of the acts of eighteen hundred and ninety and chapter one hundred and six of the acts of nineteen hundred and four and any acts in amendment thereof or supplemental thereto, are vested in the board of water commissioners, the board of selectmen or the board of water and municipal light commissioners of the town of Ipswich, are hereby transferred to and invested in the town manager appointed under the provisions of this act. No contracts, rights or liabilities so existing at the time of the effective date of the acceptance of this act shall be affected hereby.

SECTION 42. *Submission of Act and Time of Taking Effect.* — This act shall be submitted to the qualified voters of the town of Ipswich for acceptance at the annual election to be held on the second Monday in March, nineteen hundred and fifty. The vote shall be taken by ballot in answer to the following question which shall be printed on the official ballot: "Shall an act passed by the general court in the year nineteen hundred and forty-nine entitled 'An act establishing a town manager form of government for the town of Ipswich' be accepted?" If this act shall be so accepted by a majority of the qualified voters voting thereon it shall take effect immediately following the next annual town meeting for the purpose of the appointment by the selectmen as herein provided of the town manager. All budgets and estimates of appropriations required for the ensuing fiscal year prepared by heads of departments under his control prior to the annual town meeting shall be subject to the supervision and approval of the town manager. Upon acceptance by a majority of the qualified voters as herein provided, this act shall also take effect for the purposes of the annual meeting for the year following its acceptance and for all things that pertain to said election, and shall take full effect upon the election and qualification of the selectmen, except as herein provided. Appointees of the officers and boards abolished and consolidated by this act shall continue to draw compensation at the same rate and to exercise like powers, authority and jurisdiction as theretofore until provision otherwise is made.

If this act is rejected by the qualified voters of the town of Ipswich when first submitted to said voters under this section, it shall be submitted for acceptance in like manner

to such voters at the annual town election in said town in the year nineteen hundred and fifty-one, and, if accepted by a majority of such voters voting thereon at said election, shall take effect as hereinbefore provided.

SECTION 43. *Duties of Certain Town Officials relative to Election.* — It shall be the duty of the selectmen and the town clerk in office and any other town official upon whom by reason of his office a duty devolves by the provisions of this act, when this act is accepted by the qualified voters as herein provided, to comply with all the requirements of this act relating to elections, to the end that all things may be done necessary for the nomination and election of the officers first to be elected under this act.

SECTION 44. *By-Laws, Rules, etc.* — All law, by-laws, rules and regulations in force in the town of Ipswich when this act takes effect, not inconsistent with its provisions, whether enacted by authority of the town or any other authority, shall continue in full force and effect until otherwise provided by law, by-law or vote; all other laws, by-laws, rules and regulations, so far as they refer to the town of Ipswich, are hereby repealed and annulled, but such repeal shall not revive any pre-existing enactment.

SECTION 45. *Revocation of Acceptance.* — At any time after the expiration of three years from the date of which this act is accepted and not less than sixty days before the date of an annual meeting, a petition, signed by not less than twenty per cent of the registered voters of the town, may be filed with the selectmen, requesting that the question of revoking the acceptance of this act be submitted to the voters. Thereupon the selectmen shall cause the question of revocation of the acceptance to be placed on the ballot at the next annual election, at said election the vote shall be taken in answer to the following question which shall be printed on the official ballot: "Shall the acceptance by the town of Ipswich of an act passed by the General Court in the year 1949, entitled 'An act establishing a town manager form of government for the town of Ipswich' be revoked?" If such revocation is favored by a majority of the voters voting thereon by ballot, the acceptance of this act shall be revoked and this act shall become null and void beginning with the annual town meeting next following such vote, which meeting shall be held at such time, in conformity with general law, as may be determined by vote of the town; provided, that all town officers holding office under this act shall continue to hold office until their successors have been duly qualified. At the first annual town election following such vote of revocation the registered voters of the town shall elect by ballot all elective officers and boards whose election to office was required prior to the acceptance of this act and the terms of office shall be so arranged that there shall be elected annually thereafter such officers as were elected annually prior to the acceptance of this act. It shall be the duty of the selectmen and the town clerk in office and any

other town official upon whom by reason of his office a duty devolves when this act is revoked, to comply with all the requirements of this section relating to elections, to the end that all things may be done necessary for the nomination and election of the officers required to be elected following the revocation of this act. The said revocation shall not affect any contract then existing or any action at law or any suit in equity or any other proceedings then pending, with the exception of any contract made by the town, with the town manager then in office, whose office shall be abolished immediately upon such vote, but who shall receive three months compensation from such date following such revocation. The board of selectmen shall be charged with all the powers and duties of the town manager which duties and responsibilities may discharge by themselves or by a temporary town manager appointed by them. Any special laws relative to said town which are repealed by this act shall be revived by such revocation. Any by-law in force when said revocation takes effect, so far as consistent with the general laws respecting town government and town officers and the said special laws, shall not be affected thereby. *Approved April 29, 1949.*

AN ACT PROVIDING FOR THE PAYMENT OF AN ANNUAL SALARY OF FIVE HUNDRED DOLLARS TO EACH OF THE MEMBERS OF THE BOARD OF ALDERMEN OF THE CITY OF CHICOPEE. *Chap. 248*

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the annual salary of each of the members of the board of aldermen of the city of Chicopee shall be five hundred dollars.

SECTION 2. This act shall be submitted for acceptance to the registered voters of the city of Chicopee at the regular municipal election in the current year in the form of the following question which shall be placed upon the official ballot to be used at said election: — "Shall an act of the general court passed in the current year, entitled 'An Act providing for the payment of an annual salary of five hundred dollars to each of the members of the board of aldermen of the city of Chicopee', be accepted?" If a majority of the voters voting thereon vote in the affirmative in answer to said question this act shall take full effect on January first, nineteen hundred and fifty. *Approved April 29, 1949.*

AN ACT AUTHORIZING THE SOLEMNIZATION OF MARRIAGES BY ORDAINED DEACONS IN THE METHODIST CHURCH. *Chap. 249*

Be it enacted, etc., as follows:

Section 38 of chapter 207 of the General Laws, as most recently amended by section 2 of chapter 197 of the acts of 1946, is hereby further amended by inserting after the word "denomination" in lines 7 and 8 the words: — , including

G. L. (Ter. Ed.), 207, § 38, etc., amended.

Marriage
may be
solemnized by
ordained
deacons in
The Metho-
dist Church.

ordained deacons in The Methodist Church, — so as to read as follows: — *Section 33.* A marriage may be solemnized in any place within the commonwealth by a minister of the gospel who resides in the commonwealth or who if a non-resident is the pastor of a church or denomination duly established in the commonwealth and who is recognized by his church or denomination as duly ordained and in good and regular standing as a minister of such church or denomination, including ordained deacons in The Methodist Church; by a rabbi of the Israelitish faith, duly licensed by a congregation of said faith established in the commonwealth, who has filed with the clerk or registrar of the city or town where such congregation is established, a certificate of the establishment of the synagogue therein, the date of his appointment thereto and of the term of his engagement; by a justice of the peace if he is also clerk or assistant clerk of a city or town, or a registrar or assistant registrar, in the city or town where he holds such office, or, if he is also clerk or assistant clerk of a court, in the city or town where the court is authorized to be held, or, if he has been designated as provided in the following section and has received a certificate of designation and has qualified thereunder, in the city or town where he resides; and it may be solemnized among Friends or Quakers according to the usage of their societies, and it may be solemnized among the Baha'is by the chairman of an incorporated local spiritual assembly of the Baha'is according to the usage of their society; but no person shall solemnize a marriage in the commonwealth unless he can read and write the English language.

Churches and other religious organizations shall file in the office of the state secretary information relating to persons recognized or licensed as aforesaid, in such form and at such times as the secretary may require.

Approved April 29, 1949.

Chap. 250 AN ACT AUTHORIZING THE CITY OF WORCESTER TO TAKE LAND FROM A PUBLIC PLAYGROUND IN SAID CITY FOR HIGHWAY PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of widening Fowler street in the city of Worcester, and for the purpose of creating a public way, said city is hereby authorized to take land from Logan Field, a public playground in said city and under the jurisdiction of its parks and recreation commission.

SECTION 2. This act shall take effect upon its acceptance by the city council of the city of Worcester, subject to the provisions of its charter, and by the parks and recreation commission of said city.

Approved April 29, 1949.

AN ACT AUTHORIZING FRATERNAL BENEFIT SOCIETIES TO ADMIT CERTAIN ADDITIONAL INSURANCE MEMBERS WITHOUT MEDICAL EXAMINATION. Chap.251

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make the benefits thereof immediately available to fraternal benefit societies, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

Section 31 of chapter 176 of the General Laws, as most recently amended by chapter 393 of the acts of 1947, is hereby further amended by inserting after the word "therefor", in line 15, the following: — ; and, provided further, that any such society may accept, without medical examination, for a face amount of life insurance not more than three thousand dollars on any one life, any person not more than forty-five years of age who shall make acceptable declaration of his insurability. G. L. (Ter. Ed.), 176, § 31, etc., amended.
Approved May 3, 1949.

AN ACT AUTHORIZING FRATERNAL BENEFIT SOCIETIES TO ISSUE CONTRACTS PROVIDING FOR THE PAYMENT OF ANNUITIES. Chap.252

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make the benefits thereof immediately available to fraternal benefit societies, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

The first sentence of section 19 of chapter 176 of the General Laws, as amended by section 6 of chapter 346 of the acts of 1945, is hereby further amended by inserting after the word "benefits", in lines 1 and 2, the words: — , and may issue to its members term, life, endowment and annuity certificates and combinations thereof. G. L. (Ter. Ed.), 176, § 19, etc., amended.
Approved May 3, 1949.

AN ACT DEFINING THE TERM "NET ACCRETIONS" WITH RESPECT TO THE USE OF MORTUARY FUND INCOME BY FRATERNAL BENEFIT SOCIETIES. Chap.253

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make the benefits thereof immediately available to fraternal benefit societies, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 176,
§ 14, etc.,
amended.

"Net accre-
tions" defined.

Section 14 of chapter 176 of the General Laws, as amended by section 5 of chapter 346 of the acts of 1945, is hereby further amended by adding at the end the following sentence: — The term "net accretions" shall mean all interest, dividends and other income less the reasonable expenses incident to the investment, care and maintenance of the securities and other assets of such funds.

Approved May 3, 1949.

Chap. 254 AN ACT INCREASING THE AMOUNT OF MONEY THAT MAY BE BORROWED BY THE TOWN OF FOXBOROUGH FOR THE PURPOSE OF PURCHASING LAND AND CONSTRUCTING THEREON AN ADDITION TO THE HIGH SCHOOL BUILDING, AND FOR EQUIPPING AND FURNISHING SAID ADDITION.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 16 of the acts of the current year is hereby amended by striking out, in line 6, the word "three" and inserting in place thereof the word: — four, — so as to read as follows: — *Section 1.* For the purpose of purchasing land and constructing thereon an addition to the high school building, and originally equipping and furnishing said addition, the town of Foxborough may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate four hundred and fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Foxborough School Addition Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 4, 1949.

Chap. 255 AN ACT FURTHER PROVIDING FOR THE HEALTH AND SAFETY OF CERTAIN EMPLOYEES IN TEXTILE FACTORIES.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 149,
new § 141 A,
added.
Certain
employees
in textile
factories not
to lift objects
over a certain
weight.

Chapter 149 of the General Laws is hereby amended by inserting after section 141 the following section: — *Section 141A.* No person or persons employed in a textile factory, whose principal employment is the tending or repairing of machinery, shall be required to lift by hand, as a regular part of his or their duties, any object or objects the combined weight of which totals more than three hundred and twenty-five pounds.

Approved May 4, 1949.

AN ACT RELATIVE TO THE MEMBERSHIP OF RECREATION
COMMISSIONS IN CITIES AND TOWNS AND PROVIDING THAT *Chap. 256*
TWO OR MORE TOWNS MAY ESTABLISH JOINT COMMISSIONS.

Be it enacted, etc., as follows:

Chapter 45 of the General Laws is hereby amended by striking out section 14, as appearing in the Tercentenary Edition, and inserting in place thereof the following: — *Section 14.* Any city or town may acquire land and buildings within its limits by gift or purchase, or by eminent domain under chapter seventy-nine, or may lease the same, or may use suitable land or buildings already owned by it, for the purposes of a public playground or recreation centre, and may conduct and promote recreation, play, sport and physical education, for which admission may be charged, on such land and in such buildings, and may construct buildings on land owned or leased by it and may provide equipment for said purposes. Buildings so acquired, leased or constructed may be used also for town meetings, and, with the consent of, and subject to the conditions and terms prescribed by, the officer or board in control of the building, may be used by the municipality, or by any department thereof, or by any person, society or other organization for such other public, recreational, social or educational purposes as the said officer or board may deem proper. For the purposes aforesaid, any city or town may appropriate money, and may employ teachers, supervisors and other officers, and may fix their compensation. Except in Boston and except as to the making of appropriations, the powers conferred by this section shall be exercised by the board of park commissioners, or by the school committee, or by the planning board, or by a playground or recreation commission appointed by the mayor in a city or by the selectmen or town moderator in a town, or elected by the voters of the town at a town meeting; or may be distributed among the board of park commissioners, the school committee, the planning board and such playground or recreation commission, or among any two or more of them; or they may be exercised by a committee consisting of one member each designated by all or any one of said boards or commissions, together with two or more members at large appointed by the mayor or selectmen or town moderator, or elected by the voters, accordingly as the city council or the town may decide. Any municipal officer or board authorized to exercise any of the powers conferred by this section may conduct its activities on property under its control, on other public property under the control of other public officers or boards, with the consent of such officers or boards, or on private property, with the consent of the owners. Two or more towns may severally vote to establish co-operative arrangements between those towns for the provision and operation of recreational facilities and programs of mutual benefit to their citizens. The management and control of such facilities and programs and

G. L. (Ter. Ed.). 45, § 14, amended.

Laying out, use and control of playgrounds by city or town or by joint commission of two or more towns.

the apportionment of the expenses for their maintenance and support shall be provided for by the authorized recreation agencies of the participating towns. The provisions of section fifteen or sixteen shall not be construed to apply to any city or town because of any action taken under this section.

Approved May 4, 1949.

Chap. 257 AN ACT PROVIDING THAT COMMISSIONERS OF THE DEPARTMENT OF PUBLIC UTILITIES SHALL NOT BE PECUNIARILY INTERESTED IN CERTAIN PUBLIC UTILITY COMPANIES OR IN THE EMPLOY OF ANY PERSON FINANCING ANY SUCH COMPANY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 25, § 3, amended.

Commissioners not to be in the employ of, or pecuniarily interested in public utility companies.

Chapter 25 of the General Laws is hereby amended by striking out section 3, as appearing in the Tercentenary Edition, and inserting in place thereof the following:—

Section 3. The commissioners shall be sworn to the faithful performance of their official duties. They shall not own or be in the employ of or own any stock in any public utility company nor shall they be in any way directly or indirectly pecuniarily interested in or connected with any such public utility company or in the employ or connected with any person financing any public utility company. They shall not personally or through any partner or agent render any professional service or make or perform any business contract with or for any public utility company, except contracts made with them as common carriers for furnishing of services, nor shall they directly or indirectly receive any commission, bonus, discount, present or reward from any public utility company.

Public utility company, defined.

For the purposes of this section a public utility company is defined as any corporation, city, town or other governmental subdivision, partnership or other organization or any individual engaged within the commonwealth in any business which is, or the persons engaged in which are, in any respect made subject to the supervision or regulation of the department by any provision of law except chapter one hundred and ten A of the General Laws and chapter six hundred and fifty-one of the acts of nineteen hundred and ten, as amended.

Approved May 5, 1949.

Chap. 258 AN ACT INCREASING THE AMOUNT PAYABLE FOR BURIAL EXPENSES UNDER THE WORKMEN'S COMPENSATION ACT IN CASES WHERE THE DECEASED EMPLOYEE HAS NO DEPENDENTS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 152, § 33, etc., amended.

Section 33 of chapter 152 of the General Laws, as most recently amended by chapter 155 of the acts of 1948, is hereby further amended by adding at the end the follow-

ing:—; provided, that in any case where there are no dependents of the deceased employee the insurer shall pay the expense of burial not exceeding five hundred dollars.

Approved May 5, 1949.

AN ACT RELATIVE TO THE HOLDING OF OTHER OFFICES OR POSITIONS BY MEMBERS OF THE CITY COUNCIL IN THE CITY OF EVERETT. Chap.259

Be it enacted, etc., as follows:

Chapter 355 of the acts of 1892 is hereby amended by striking out section 20 and inserting in place thereof the following:— *Section 20.* No member of the city council shall, during the term for which he is elected, hold any other office or position created during said term, the salary or compensation for which is payable from the city treasury unless he resigns as such member, nor shall he act as counsel or attorney before the city council or before either branch or any committee thereof.

Approved May 5, 1949.

AN ACT AUTHORIZING AMBULANCES TO DISPLAY A RED LIGHT IN THE DIRECTION IN WHICH THE AMBULANCE IS PROCEEDING OR FACING. Chap.260

Be it enacted, etc., as follows:

Section 7 of chapter 90 of the General Laws, as amended, is hereby further amended by striking out the ninth sentence and inserting in place thereof the following sentence:— No motor vehicle so operated, except fire apparatus and ambulances, shall display a red light in the direction toward which the vehicle is proceeding or facing.

G. L. (Ter. Ed.), 90, § 7, etc., amended.

Red light to be displayed by certain vehicles only.

Approved May 5, 1949.

AN ACT ESTABLISHING THE SALARIES OF THE CLERKS AND ASSISTANT CLERKS OF THE MUNICIPAL COURT OF THE CITY OF BOSTON. Chap.261

Be it enacted, etc., as follows:

Chapter 218 of the General Laws is hereby amended by striking out section 75A, as amended by section 2 of chapter 609 of the acts of 1946, and inserting in place thereof the following section:— *Section 75A.* The salary of the clerk of the municipal court of the city of Boston for civil business and the salary of the clerk of said court for criminal business and the assistant clerks of said court for civil and criminal business shall be as follows:— Clerks, seventy per cent of the salary of the chief justice of said court; first assistant clerks, fifty-one per cent of the salary of the chief justice of said court; other assistant clerks, forty-five per cent of the salary of said chief justice of said court.

G. L. (Ter. Ed.), 218, § 75A, etc., amended.

Salaries of clerks, etc., of Boston municipal court.

Approved May 5, 1949.

Chap. 262 AN ACT PROVIDING FOR THE CONSTRUCTION OF A LIMITED ACCESS WAY ALONG THE SOUTHERLY SIDE OF THE CHARLES RIVER FROM NASHUA STREET NEAR THE LEVERETT STREET CIRCLE TO SOLDIERS FIELD ROAD IN BOSTON INCLUDING THE CONSTRUCTION OF TRAFFIC INTERCHANGES AT CHARLESGATE EAST AND WEST AND CHARLES AND CAMBRIDGE STREETS AND AN UNDERPASS AT LEVERETT AND NASHUA STREETS, BOSTON.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission, hereinafter called the commission, is hereby authorized and directed to lay out and construct a limited access way for the purpose of and in accordance with the provisions of chapter ninety-two of the General Laws along the Charles river from Nashua street near the Leverett street circle to a point on Soldiers Field road near the Boston University bridge. That portion of such way lying between Soldiers Field road and Embankment road shall be known as the James J. Storrow Memorial Drive.

SECTION 2. The construction shall include a traffic interchange in the vicinity of the circle at Charles and Cambridge streets and modifications in the Longfellow bridge and its approaches to extend from a point on Cambridge street to a point on Main street in the city of Cambridge.

SECTION 3. The construction shall include an underpass from Charles street to Nashua street, under the circle at the Boston end of the Charles River dam.

SECTION 4. The commission is authorized to relocate and/or reconstruct the Boston Marginal Conduit where it interferes with the construction authorized by this act.

SECTION 5. Existing buildings, memorials and other structures that interfere with the construction authorized by this act shall be relocated or rebuilt at suitable locations on the Esplanade.

SECTION 6. For the purposes of this act, the commission may take in the name of the commonwealth, in fee or otherwise, under chapter seventy-nine of the General Laws, or may acquire by purchase, gift or otherwise, such public or private lands including parks lands in the cities of Boston and Cambridge as may be necessary and shall take in fee from the city of Boston that area of land bounded by Longfellow bridge, the Charles river, Leverett street and Charles street known as the Charlesbank park and playground.

SECTION 7. Where the construction authorized by this act results in the reduction of areas now used for recreational purposes, additional land of substantially equivalent area shall be made by filling in the river. A swimming pool shall be constructed on the Charlesbank and after construction the Charlesbank shall be maintained as a park and playground by the metropolitan district commission.

SECTION 8. For any lands or buildings purchased under the provisions of this act the commission shall not pay more

than the average assessed value of the last five years, plus twenty-five per cent.

SECTION 9. The roadway shall consist of two lanes, each twenty-four feet in width, separated by a suitable dividing strip. From a point two hundred feet west of Clarendon street to a point opposite the end of Hereford street and from a point opposite the end of Raleigh street to a point at or near the Boston University bridge, the roadway shall be depressed to a grade not greater than one and one half feet above the present grade of the Charles river.

SECTION 10. Suitable pedestrian overpasses shall be constructed at strategic locations to be determined by the commission.

SECTION 11. In connection with the work above authorized the commission may do such work as it may deem necessary or desirable, including fillings, sea walls, beaches, sloping banks, shore protection, loaming, planting, surface drainage, walks, conduits, overflows, culverts and other work appertaining thereto.

SECTION 12. Any person, injured or damaged in his property by the exercise of any of the powers granted by this act, shall be entitled to compensation therefor and may recover his damages from the commonwealth under chapter seventy-nine of the General Laws.

SECTION 13. For the purposes of this act, the commission may expend such sums as may hereafter be appropriated from the sums made available.

Approved May 5, 1949.

AN ACT RELATIVE TO THE ANNUAL OBSERVANCE OF LOYALTY DAY. Chap. 263

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make possible forthwith a proclamation by His Excellency the Governor setting apart May first as Loyalty Day, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Chapter 6 of the General Laws is hereby amended by inserting after section 12N, inserted by chapter 75 of the acts of 1949, the following section:— *Section 12O.* The governor shall annually issue a proclamation setting apart May first as Loyalty Day and recommending that it be observed by the people with appropriate exercises in the schools and otherwise, in recognition of the manifold blessings of freedom and liberty secured to the people of the United States by their constitutional form of government and preserved and maintained by the unselfish service and sacrifice of her people, to the end that we, mindful of the priceless heritage that has been handed down to us, may be ever vigilant against subversive movements calculated

G. L. (Ter.
Ed.), 6, new
§ 12O,
added.
Loyalty Day.

to undermine our American form of government, and may embrace this occasion to strengthen our sentiments of faith and loyalty to our country. *Approved May 9, 1949.*

Chap. 264 AN ACT NAMING THE TRAFFIC OVERPASS AT THE JUNCTION OF THE REVERE BEACH PARKWAY AND BROADWAY IN THE CITY OF REVERE THE ANDREW A. CASASSA OVERPASS.

Be it enacted, etc., as follows:

The traffic overpass at the junction of the Revere Beach Parkway and Broadway in the city of Revere is hereby named and shall hereafter be called the Andrew A. Casassa overpass.

Approved May 9, 1949.

Chap. 265 AN ACT RELATIVE TO THE DUE DATE OF LOCAL TAXES ON PERSONAL PROPERTY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 59, § 57, etc., amended.

Due date of local taxes on personal property.

Application.

SECTION 1. Section 57 of chapter 59 of the General Laws, as most recently amended by section 1 of chapter 522 of the acts of 1947, is hereby further amended by striking out the first sentence and inserting in place thereof the following: — Except as otherwise provided, bills for real estate and personal property taxes shall be sent out not later than June fourteenth of each year, and shall be due and payable on July first of each year in every city, town and district in which the same are assessed.

SECTION 2. This act shall apply only to taxes assessed in the year nineteen hundred and fifty and thereafter.

Approved May 9, 1949.

Chap. 266 AN ACT RELATIVE TO THE DISPLAY OF RED LIGHTS UPON VEHICLES OWNED AND OPERATED BY FIREMEN, CALL FIREMEN AND FOREST WARDENS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 90, new § 7E, added.

Vehicles of certain persons may display red light only under certain conditions.

Chapter 90 of the General Laws is hereby amended by inserting after section 7D, inserted by section 2 of chapter 216 of the acts of 1947, the following section: — *Section 7E.* The provisions of section seven notwithstanding, a vehicle owned and operated by a fire ward, forest warden, deputy forest warden, member of a fire department of any town, but not a city or call member of a fire department may have mounted thereon a red light which may be displayed in the direction toward which the vehicle is proceeding or facing only when such owner and operator is proceeding to a fire or in response to an alarm and when the official duty of such owner and operator requires him to proceed to said fire or to respond to said alarm, and at no other time.

Permit, issue and revocation thereof.

No such red light shall be mounted or displayed on such vehicle until a written permit therefor, in form approved by the registrar, has been issued and delivered to the owner

and operator by the chief of the fire department or the board of fire engineers of the municipality, or by the chief or chief engineer of the fire district, respectively, wherein the owner and operator resides and has his primary official duties as fire ward, forest warden, deputy forest warden, member or call member of a fire department. Any person operating a vehicle upon which a red light herein authorized is mounted shall have the permit for said light upon his person or in the vehicle in some easily accessible place. Such permit shall be revoked by the issuing authority upon written request of the registrar, or when the holder thereof terminates the duties which warranted the issuance of the permit, or for unauthorized use of such light, and a permit shall not be reissued to the same owner without the written consent of the registrar. Upon revocation of his permit, the owner and operator shall forthwith deliver it to the issuing authority and remove the red light herein authorized from his vehicle. The person or board issuing such permits shall forthwith give notice to the head of the police department of the municipality and to the registrar of the name, place of residence and address of each person to whom such permit is issued and the name of the maker, the engine number and the registration number of each vehicle upon which the red light is to be displayed, and said person or board shall certify under penalties of perjury that each person to whom a permit has been issued is a duly authorized fire ward, forest warden, deputy forest warden, member, or call member of a fire department. Like written notice shall be given immediately by the issuing authority of each permit revoked and of the receipt thereof. Annually, on or before July first, said person or board shall deliver to said head of the police department and to the registrar a list of all permits outstanding and unrevoked containing the information and certification hereinbefore required. Nothing in this section shall authorize any owner or operator to disregard or violate any statute, ordinance, by-law, rule or regulation regarding motor vehicles or their use on ways of the commonwealth.

Approved May 9, 1949.

AN ACT PROVIDING FOR THE ESTABLISHMENT OF SPECIAL GUARANTY FUNDS IN THE INCORPORATION OF CO-OPERATIVE BANKS.

Chap. 267

Be it enacted, etc., as follows:

Section 3 of chapter 170 of the General Laws, as appearing in chapter 144 of the acts of 1933, is hereby amended by adding at the end the following sentences: — Said board may require the subscribers to establish, or provide for the establishment of, a special guaranty fund, in such amount as the board may determine, and in such event shall issue regulations governing the maintenance and withdrawal of said fund, which shall be paid in, in full, to the corporation before it commences business. Notice that such a special guaranty

G. L. (Ter. Ed.), 170, § 3, etc., amended. Special guaranty fund may be required in the incorporation of co-operative banks.

fund will be maintained, and of the amount thereof, shall be included in the publication required by this section.

Approved May 9, 1949.

Chap.268 AN ACT RELATIVE TO THE REPORTS TO THE COMMISSIONER OF BANKS OF MORRIS PLAN AND BANKING COMPANIES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 172A, § 4, etc., amended.

SECTION 1. Section 4 of chapter 172A of the General Laws, as amended by section 6 of chapter 266 of the acts of 1938, is hereby further amended by striking out, in line 10, the words "and liabilities as the commissioner shall prescribe. It" and inserting in place thereof the words: — , liabilities and earnings and operations as the commissioner shall prescribe. So much thereof as the commissioner may require, — so as to read as follows: — *Section 4.* Such corporation shall at such times as the commissioner orders, but not exceeding five times within a calendar year, and within ten days after a day designated in the order, make return to the commissioner, signed and sworn to by its president and treasurer and not less than three of its board of directors, showing accurately the condition of such corporation at the close of business on the day designated. Said return shall be in such form and shall specify such items of the corporation's assets, liabilities and earnings and operations as the commissioner shall prescribe. So much thereof as the commissioner may require shall be published at such times and in such manner as the commissioner shall direct by and at the expense of such corporation in a newspaper published in or nearest to the city or town where such corporation is located.

Morris plan and banking companies to report to the commissioner of banks.

G. L. (Ter. Ed.), 172A, § 10, etc., amended.

SECTION 2. Section 10 of said chapter 172A, as amended by section 3 of chapter 115 of the acts of 1946, is hereby further amended by adding at the end the following two sentences: — The treasurer of every such corporation, or other officer or employee thereof charged with the duties and functions usually performed by the treasurer, shall report in writing to the commissioner once in each week a statement of its reserve for each business day of the preceding week. Any such officer or employee who neglects or fails to make such report as above provided shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than six months, or both.

Treasurer to make certain reports to the commissioner weekly.

Approved May 9, 1949.

Chap.269 AN ACT FURTHER DEFERRING THE EXERCISE BY CO-OPERATIVE BANKS OF THE PRIVILEGE OF CONVERTING INTO CERTAIN FEDERAL AGENCIES.

Be it enacted, etc., as follows:

Section 2 of chapter 235 of the acts of 1943, as most recently amended by chapter 45 of the acts of 1948, is hereby further amended by striking out, in line 3, the word

“six” and inserting in place thereof the word: — seven, — so as to read as follows:— *Section 2.* The privilege of conversion permitted by said section fifty A shall not be exercised by any co-operative bank during the period of seven years immediately following September first, nineteen hundred and forty-three.

Approved May 9, 1949.

AN ACT RELATIVE TO CHANGES IN THE LOCATION OF THE
PRINCIPAL BANKING HOUSES OF SAVINGS BANKS.

Chap. 270

Be it enacted, etc., as follows:

Section 25 of chapter 168 of the General Laws, as amended by section 8 of chapter 334 of the acts of 1933, is hereby further amended by inserting after the word “established” in lines 6 and 7 the words: —, and which shall not be moved without the consent of the commissioner, — so as to read as follows:— *Section 25.* Such corporation shall carry on its usual business at its banking house only, and a deposit shall not be received or payment on account of deposits be made by the corporation or by a person on its behalf in any other place than at its banking house, which shall be in the town where the corporation is established, and which shall not be moved without the consent of the commissioner: except that the corporation may, with the written permission of and under regulations approved by the commissioner, maintain and establish one or more branch offices or depots in the town where its banking house is located, or in towns not more than fifteen miles distant therefrom where there is no savings bank at the time when such permission is given.

G. L. (Ter.
Ed.), 168, § 25,
etc., amended.

Savings banks
may establish
branch offices
within certain
limits.

Approved May 9, 1949.

AN ACT TO AUTHORIZE THE CITY OF QUINCY TO BORROW
MONEY FOR THE PURPOSE OF CONSTRUCTING A PUBLIC
PARKING PLACE, INCLUDING DRAINAGE AND INSTALLATION
OF LIGHTING FACILITIES, AND AUTHORIZING THE INSTALLA-
TION OF PARKING METERS ON SUCH PARKING PLACE.

Chap. 271

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing a public parking space on land acquired by the city of Quincy for such purpose, said city may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one hundred and fifty thousand dollars, and may issue bonds or notes therefor which shall bear on their face, the words, City of Quincy, Public Parking Loan, Acts of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than ten years from their dates. Indebtedness incurred under authority of this act shall be within the statutory limit and, except as provided herein, shall be subject to applicable provisions of chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

SECTION 2. Said city may install parking meters on said parking space, and may acquire said meters in the manner provided by section twenty-two A of chapter forty of the General Laws.

SECTION 3. This act shall take effect upon its passage.

Approved May 10, 1949.

Chap.272 AN ACT TO AUTHORIZE THE TOWN OF TOWNSEND TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING AN ADDITION TO A SCHOOL BUILDING AND FOR THE EQUIPPING AND FURNISHING OF SAID ADDITION.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing an addition to a school building and originally equipping and furnishing said addition, the town of Townsend may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Townsend School Addition Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 10, 1949.

Chap.273 AN ACT EXTENDING THE TERRITORIAL JURISDICTION OF THE MUNICIPAL COURT OF THE DORCHESTER DISTRICT.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 218, § 1,
amended.

SECTION 1. Section 1 of chapter 218 of the General Laws is hereby amended by striking out the paragraph contained in lines 158 to 160, as appearing in the Tercentenary Edition, and inserting in place thereof the following paragraph: —

Territorial
jurisdiction
of Dorchester
municipal
court,
extended.

The municipal court of the Dorchester district, held at Dorchester in Boston; ward twenty-four of Boston as it existed on February first, eighteen hundred and eighty-two, and the territory comprised within the limits of precinct twelve of ward thirteen of Boston as it existed on November second, nineteen hundred and forty-eight.

SECTION 2. This act shall take effect upon its passage.

Approved May 10, 1949.

Chap.274 AN ACT AUTHORIZING THE TOWN OF WEST SPRINGFIELD TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of acquiring land for and constructing a high school building and of originally equip-

ping and furnishing the same, the town of West Springfield may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one million dollars, and may issue bonds or notes therefor, which shall bear on their face the words, West Springfield High School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 10, 1949.

AN ACT RELATIVE TO THE MEMBERS OF THE BOARD OF LICENSE COMMISSIONERS IN THE CITY OF QUINCY.

Chap. 275

Be it enacted, etc., as follows:

SECTION 1. The board of license commissioners in the city of Quincy shall, on and after the effective date of this act, be composed of the chief of the fire department, the chief of the police department, the city clerk, the building inspector and the health commissioner.

SECTION 2. This act shall take effect upon its passage.

Approved May 10, 1949.

AN ACT REQUIRING EMPLOYERS TO FILE ALL RELEVANT MEDICAL INFORMATION WITH THE INDUSTRIAL ACCIDENT BOARD.

Chap. 276

Be it enacted, etc., as follows:

Chapter 152 of the General Laws is hereby amended by striking out section 20, as most recently amended by chapter 390 of the acts of 1946, and inserting in place thereof the following section: — *Section 20.* Copies of hospital records kept in accordance with section seventy of chapter one hundred and eleven, certified by the persons in custody thereof to be true and complete, shall be admissible in evidence in proceedings before the department or any member thereof. The department or any member, before admitting any such copy in evidence, may require the party offering the same to produce the original record. All medical records and reports of hospitals, clinics and physicians of the insurer, employer, or of the employee shall be filed with and open to the inspection of the department so far as relevant to any matter before it. Such reports shall be open to the inspection of any party.

G. L. (Ter. Ed.), 152, § 20, etc., amended.

Employers to file all relevant medical information with board.

Approved May 10, 1949.

Chap.277 AN ACT EXTENDING THE TIME FOR APPLICATION BY DISABLED VETERANS FOR ABATEMENT OR EXEMPTION OF TAXES ASSESSED IN NINETEEN HUNDRED AND FORTY-EIGHT.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section fifty-nine of chapter fifty-nine, and section three A of chapter sixty, of the General Laws, any disabled veteran of any war in which the United States was engaged may make an application for abatement or exemption of taxes assessed to him for the year nineteen hundred and forty-eight at any time prior to October first, nineteen hundred and forty-nine, for such abatement or exemption. *Approved May 10, 1949.*

Chap.278 AN ACT RELATIVE TO THE PAYMENT OF INTEREST ON CERTAIN LOCAL TAXES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 59, § 57, etc., amended.

Payment of interest on certain local taxes, etc., may be waived.

Application.

SECTION 1. Section 57 of chapter 59 of the General Laws, as most recently amended by section 1 of chapter 265 of the acts of 1949, is hereby further amended by adding at the end thereof the following sentence:— Interest which pursuant to this section shall have been added to and become a part of any tax other than a tax reassessed under section seventy-seven shall be waived by the collector if the amount of such tax, exclusive of such interest, is tendered to him within thirty days after the bill for such tax is first sent.

SECTION 2. This act shall apply only to taxes assessed in the year nineteen hundred and forty-nine and thereafter.

Approved May 10, 1949.

Chap.279 AN ACT PROVIDING FOR THE PROTECTION OF BLIND PERSONS WHILE CROSSING WAYS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 90, new § 14A, added.
Motor vehicles to come to full stop while blind persons cross a way.

Chapter 90 of the General Laws is hereby amended by inserting after section 14 the following section:— *Section 14A.* Whenever a totally or partially blind pedestrian, guided by a guide dog or carrying in a raised or extended position a cane or walking stick which is white in color or white tipped with red, crosses or attempts to cross a way, the driver of every vehicle approaching the place where such pedestrian is crossing or attempting to cross shall bring his vehicle to a full stop, and before proceeding shall take such precautions as may be necessary to avoid injuring such pedestrian. Nothing contained in this section shall be construed to deprive any totally or partially blind person, not carrying such a cane or walking stick or not being guided by a dog, of the rights and privileges conferred by law upon pedestrians crossing ways, nor shall the failure of such blind

person to carry a cane or walking stick or to be guided by a guide dog while on the ways of this commonwealth be held to constitute or be evidence of contributory negligence. Whoever violates any provision of this section shall be punished by a fine of not more than twenty-five dollars.

Approved May 10, 1949.

AN ACT RELATIVE TO THE SERVICE OF ORDERS FOR ABATE- Chap.280
MENT OF NUISANCES.

Be it enacted, etc., as follows:

SECTION 124 of chapter 111 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:—Such order shall be in writing, and may be served personally on the owner, occupant or his authorized agent by any person authorized to serve civil process; or a copy of the order may be left at the last and usual place of abode of the owner, occupant or agent, if he is known and within or without the commonwealth; or a copy of the order may be sent to the owner, occupant or agent by registered mail, return receipt requested, if he is known and within the commonwealth, — so as to read as follows:— *Section 124.* Such order shall be in writing, and may be served personally on the owner, occupant or his authorized agent by any person authorized to serve civil process; or a copy of the order may be left at the last and usual place of abode of the owner, occupant or agent, if he is known and within or without the commonwealth; or a copy of the order may be sent to the owner, occupant or agent by registered mail, return receipt requested, if he is known and within the commonwealth. If the premises are unoccupied and the residence of the owner or agent is unknown or is without the commonwealth, the board may order the notice to be served by posting it on the premises and by advertising it in one or more newspapers.

G. L. (Ter.
Ed.), 111,
§ 124,
amended.

Service of
orders for
abatement
of nuisances.

Approved May 10, 1949.

AN ACT RELATIVE TO THE AGE OF CHILDREN CONCLUSIVELY Chap.281
PRESUMED TO BE DEPENDENT UPON A DECEASED EMPLOYEE,
UNDER THE PROVISIONS OF THE WORKMEN'S COMPENSATION
LAW.

Be it enacted, etc., as follows:

Paragraph (d) of section 32 of chapter 152 of the General Laws, as amended by chapter 450 of the acts of 1947, is hereby further amended by striking out, in line 1, the word "sixteen" and inserting in place thereof the word:—eighteen.

G. L. (Ter.
Ed.), 152, § 32,
etc., amended.

Approved May 10, 1949.

Chap. 282

AN ACT RELATIVE TO THE HUNTING OF DEER.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 131,
§ 79, etc.,
amended.

Hunting of
deer, regulated.

Chapter 131 of the General Laws is hereby amended by striking out section 79, as appearing in section 2 of chapter 599 of the acts of 1941, and inserting in place thereof the following section: — *Section 79.* Whoever, except as provided in this chapter, hunts or has in possession the carcass of a deer shall be punished by a fine of one hundred dollars; provided, that any person may, on land owned or occupied by him, hunt any deer which he finds in the act of damaging crops, fruit or ornamental trees, except grass growing on uncultivated land; and he may authorize any member of his family, or any person, other than an alien, employed by him, so to hunt a deer under the circumstances above specified. In the event of the wounding or killing of a deer as aforesaid, the person by whom or under whose direction the deer was wounded or killed shall within twenty-four hours thereafter send to the director a written report, signed by him, of the facts relative to the said wounding or killing, including the time and place thereof, and the kind of tree or crop injured or destroyed, or about to be injured or destroyed, by the deer. All deer so killed shall be turned over immediately to the nearest conservation officer and shall be disposed of by the director. *Approved May 10, 1949.*

Chap. 283 AN ACT TO AUTHORIZE THE TOWN OF LUNENBURG TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING A SCHOOL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a new school building, the town of Lunenburg may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, two hundred and fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Lunenburg School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 12, 1949.

AN ACT TO MAKE AVAILABLE A SITE FOR THE CONSTRUCTION
OF A LIBRARY BUILDING FOR LOWELL TEXTILE INSTITUTE
AND TO PROVIDE FOR THE ACCEPTANCE THEREOF AS A GIFT
TO THE COMMONWEALTH FROM LOWELL TEXTILE INSTITUTE
ALUMNI ASSOCIATION. Chap. 284

Be it enacted, etc., as follows:

SECTION 1. Lowell Textile Institute Building Association, a corporation formed by section one of chapter four hundred and twenty-eight of the acts of nineteen hundred and forty-six, amended by chapter four hundred and thirty-nine of the acts of nineteen hundred and forty-seven, lessee under two leases from the commonwealth made as of March first, nineteen hundred and forty-seven and October first, nineteen hundred and forty-seven, respectively, covering land in the area bounded by Textile avenue, Colonial avenue, Standish street and Riverside street in the city of Lowell, is hereby authorized to release to the trustees of Lowell Textile Institute, acting for the commonwealth, its interest under said leases in such portion of the land covered thereby as it shall determine to be a suitable site for a new library building at Lowell Textile Institute, with rights of approach thereto and easements for pipes, wires and conduits over or through the remaining land not so released; provided, however, that nothing in this act shall authorize any change in the respective rights and obligations of the commonwealth and said Lowell Textile Institute Building Association under two certain leases of dormitory buildings from said corporation as lessor to the commonwealth as lessee, namely, a building lease made as of March first, nineteen hundred and forty-seven, and a second building lease made as of October first, nineteen hundred and forty-seven.

SECTION 2. After the release provided for in section one of this act shall have been delivered to the trustees of Lowell Textile Institute, such trustees, acting for the commonwealth, are authorized to lease to Lowell Textile Institute Alumni Association, a Massachusetts corporation, the land, rights of approach and easements released thereby. Such lease to said Alumni Association shall provide that the land leased thereunder shall be used by said Alumni Association solely as the site for the construction of a library building to be given by said Alumni Association to the commonwealth for the use of Lowell Textile Institute, that the rent payable to the commonwealth thereunder shall be one dollar per annum, and that such lease shall terminate when the library building shall be completed and donated to the commonwealth.

SECTION 3. The trustees of Lowell Textile Institute, acting for the commonwealth, are authorized to accept the said library building as a gift from Lowell Textile Institute Alumni Association, and to maintain said library building for the use of Lowell Textile Institute.

SECTION 4. This act shall take effect upon its passage.

Approved May 12, 1949.

Chap.285 AN ACT AUTHORIZING THE TOWN OF WEST BRIDGEWATER TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING A SCHOOL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of West Bridgewater may borrow from time to time, within a period of five years from the effective date of this act, such sums of money as may be necessary, not exceeding, in the aggregate six hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, West Bridgewater School Loan, Acts of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 12, 1949.

Chap.286 AN ACT RELATIVE TO THE PAYMENT OF SEMI-ANNUAL DIVIDENDS IN CREDIT UNIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 171, § 16, amended. \ddagger

SECTION 1. Section 16 of chapter 171 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "annum" in line 10, the words: — ; may, if it is provided in the by-laws that a dividend shall be paid semi-annually, at their meeting in the month of May in each year declare a dividend as provided in section twenty-five, — so that the second sentence will read as follows: — It shall act upon all applications for membership and upon the expulsion of members; determine the rate of interest on loans subject to the limitations contained in this chapter; shall decide on all applications for real estate mortgage loans after receipt of the certification by the credit committee of the application in the manner hereinafter provided; shall determine the rate of interest to be paid on deposits which shall not, however, exceed six per cent per annum; may, if it is provided in the by-laws that a dividend shall be paid semi-annually, at their meeting in the month of May in each year declare a dividend as provided in section twenty-five, and shall fill vacancies in the board of directors and committees until the next annual election.

Credit unions may by by-laws pay dividends semi-annually.

G. L. (Ter. Ed.), 171, § 25, amended.

Declaration of dividends, regulated.

SECTION 2. Section 25 of said chapter 171, as so appearing, is hereby amended by striking out the first paragraph and inserting in place thereof the following: — At the annual meeting a dividend may be declared from the earnings which

have actually been collected during the dividend period next preceding and which remain after the deduction of all expenses, interest on deposits and the amounts required to be set apart to the guaranty fund and to the reserve fund, or such dividend may be declared in whole or in part from the undivided earnings of preceding years remaining after the aforesaid deductions for said years.

Approved May 12, 1949.

AN ACT RELATIVE TO SHARES AND DEPOSITS IN CREDIT UNIONS.

Chap.287

Be it enacted, etc., as follows:

Section 10 of chapter 171 of the General Laws is hereby amended by striking out the fourth sentence, as appearing in chapter 87 of the acts of 1947, and inserting in place thereof the following sentence: — Every member of a credit union shall hold one share, and may hold shares, or make deposits, therein, or both, in his own name to an amount not exceeding four thousand dollars in the aggregate, and, provided he is a member of a credit union having assets of two hundred thousand dollars or more and has no other account, he may, jointly with another member, hold shares or make deposits, or both, to an amount not exceeding eight thousand dollars, exclusive of any club deposits.

G. L. (Ter. Ed.), 171, § 10, etc., amended.

Shares and deposits in credit unions, regulated.

Approved May 12, 1949.

AN ACT PROVIDING FOR THE MANNER OF APPOINTMENT OF INTERMITTENT FIREMEN TO THE REGULAR FIRE FORCE IN CITIES AND TOWNS.

Chap.288

Be it enacted, etc., as follows:

Chapter 31 of the General Laws is hereby amended by inserting after section 19A the following section: — *Section 19B.* In each city and town having firemen subject to this chapter and classified as intermittent firemen, appointments to the regular force shall be made by the appointing authority upon certification by the director from the list of members of the fire force of such city or town classified in accordance with the rules of the commission, except that the basis of certification shall be the order of appointment as such intermittent firemen, or, if not ascertainable, the order of the respective ratings of such intermittent firemen obtained in the examination upon which the list of eligibles for appointment as such firemen was based. No intermittent fireman who has passed his fiftieth birthday shall be appointed under this section to the regular fire force of such city or town. The provisions of this section shall not be deemed to prevent the appointment to the regular force of a city or town of a call fireman under the provisions of any general or special law.

G. L. (Ter. Ed.), 31, new § 19B, added. Appointment of intermittent firemen to regular force in cities and towns.

Approved May 12, 1949.

Chap.289 AN ACT RELATIVE TO DEPOSITS IN AND WITHDRAWALS FROM
ACCOUNTS IN TRUST COMPANIES.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 167, § 14,
etc., amended.

Deposits in,
and with-
drawals from
accounts in
trust
companies.

SECTION 1. Chapter 167 of the General Laws is hereby amended by striking out section 14, as amended by section 1 of chapter 334 of the acts of 1933, and inserting in place thereof the following section:— *Section 14.* Deposits may be received by any bank in the names of two persons, payable to either, or to either or the survivor. Such deposits or any part thereof, or any dividends thereon, may be paid to either of such persons or his assignee or pledgee, whether the other be living or not, provided they are not then attached at law or in equity in a suit against either person, and the bank then has no notice in writing of any assignment or pledge of the account by either to any person other than the person to whom payment is being made hereunder. All such payments shall be valid.

G. L. (Ter.
Ed.), 172, § 31,
etc., amended.

Unclaimed
deposits in
trust com-
panies,
regulated.

SECTION 2. The last sentence of section 31 of chapter 172 of the General Laws, as amended by chapter 124 of the acts of 1939, is hereby further amended by inserting after the word "thirty-four" in lines 1 and 2 the words:— and section thirty-four A, — so as to read as follows:— The provisions of section thirty-four and section thirty-four A of chapter one hundred and sixty-eight relative to deposits in trust in savings banks and of sections twenty-seven, forty-two and forty-three of said chapter applicable to unclaimed deposits in savings banks shall apply in all respects to similar deposits in trust or unclaimed deposits in all departments of trust companies.

G. L. (Ter.
Ed.), 172, new
§ 66B, added.
Trust com-
panies may
pay certain
orders after
death of
drawer.

SECTION 3. Said chapter 172 is hereby further amended by inserting after section 66A the following section:— *Section 66B.* Such corporation may pay an order, drawn by a person who has funds on deposit to meet the same, notwithstanding the death of the drawer, if presentation is made within thirty days after the date of such order; and at any time if the corporation has not received written notice of the death of the drawer. *Approved May 12, 1949.*

Chap.290 AN ACT TO CLARIFY THE PURPOSE OF THE EMPLOYMENT
SECURITY LAW.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 151A,
§ 74, etc.,
amended.

Chapter may
be cited as the
Employment
Security Law.

Chapter 151A of the General Laws is hereby amended by striking out section 74, as appearing in section 1 of chapter 685 of the acts of 1941, and inserting in place thereof the following:— *Section 74.* This chapter shall be known and may be cited as the Employment Security Law, and shall be construed liberally in aid of its purpose, which purpose is to lighten the burden which now falls on the unemployed worker and his family.

Approved May 12, 1949.

AN ACT RELATIVE TO THE DUTIES OF CERTAIN SUPERVISORS OF ATTENDANCE IN THE CITY OF BOSTON. *Chap. 291*

Be it enacted, etc., as follows:

Chapter 388 of the acts of 1946 is hereby amended by striking out, in line 4, the word "also", — and by inserting after the word "city" in line 4 the words: —, and to act in matters pertaining to the schooling of wards of said city wheresoever they are placed, — so as to read as follows: — The school committee of the city of Boston shall designate any male child-guidance social worker of the child welfare division of the institutions department of said city to act as a supervisor of attendance in said city, and to act in matters pertaining to the schooling of wards of said city wheresoever they are placed; provided, that the person so designated shall have previously passed an open competitive civil service examination for the position of such supervisor. Any such person shall exercise and perform the powers and duties conferred and imposed upon supervisors of attendance in said city by general or special law, and shall receive such compensation for acting as such supervisor as may be established by said committee.

Approved May 12, 1949.

AN ACT PROVIDING THAT THE STATE RACING COMMISSION MAY SUMMON AND ADMINISTER OATHS TO WITNESSES BEFORE SAID COMMISSION. *Chap. 292*

Be it enacted, etc., as follows:

Section 8 of chapter 233 of the General Laws, as most recently amended by section 3 of chapter 376 of the acts of 1933, is hereby further amended by inserting after the word "commission", in line 14, the words: —, the state racing commission, — so as to read as follows: — *Section 8.* Witnesses may be summoned to attend and testify and to produce books and papers at a hearing before a city council, or either branch thereof, or before a joint or special committee of the same or of either branch thereof, or before a board of selectmen, a board of police commissioners, a fire commissioner or a board of fire commissioners, a commissioner of public safety, a school board, the alcoholic beverages control commission established by section forty-three of chapter six, a licensing board or licensing authorities, as defined in section one of chapter one hundred and thirty-eight, a board of registrars of voters, the police commissioner or election commissioners of Boston, the metropolitan district commission, the state racing commission, or a board of appeals designated or appointed under section thirty of chapter forty, as to matters within their authority; and such witnesses shall be summoned in the same manner, be paid the same fees and be subject to the same penalties for default, as witnesses in civil cases before the courts. The presiding officer of such council, or of either branch thereof, or a

G. L. (Ter. Ed.), 233, § 8, etc., amended.

Witnesses before town officers, commissions, etc.

member of any such committee, board or commission, or any such commissioner, may administer oaths to witnesses who appear before such council, branch thereof, committee, board, commission or commissioner, respectively.

Approved May 12, 1949.

Chap.293 AN ACT AUTHORIZING THE CITY OF BOSTON TO PENSION LIEUTENANT JAMES F. FLAHIVE, A MEMBER OF THE FIRE DEPARTMENT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of promoting the public good, the city of Boston shall, because of the unusual injuries sustained in line of duty by Lieutenant James F. Flahive at a fire at seventy-two Chauncy street in said city on October twenty-second, nineteen hundred and forty-six, which caused a deterioration of the brain cells from carbon monoxide poison and has brought him to a condition wherein he is totally helpless and requiring the constant care of his wife, pension said Lieutenant James F. Flahive at full pay and maintain said pension at the current rate of compensation paid to lieutenants in the fire department of said city.

SECTION 2. Upon his death there shall be paid to his wife a pension equal to two thirds of the amount he was receiving as full pay pension at the time of his death, the same to continue as long as she remains unmarried.

SECTION 3. This act shall take effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved May 12, 1949.

Chap.294 AN ACT INCREASING THE TAX IMPOSED BY THE COMMONWEALTH ON AMOUNTS WAGERED AT HORSE AND DOG RACING MEETINGS CONDUCTED UNDER THE PARI-MUTUEL OR CERTIFICATE SYSTEM OF WAGERING.

**Emergency
preamble.**

Whereas, This act increases the tax on the amounts wagered at horse and dog racing meetings conducted under the pari-mutuel or certificate system of wagering, including those taking place in the near future, and the deferred operation of this act would tend in part to defeat its purpose by depriving the commonwealth of necessary revenue, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The third paragraph of section 5 of chapter 128A of the General Laws is hereby amended by striking out the first sentence, as appearing in section 7 of chapter 575 of the acts of 1946, and inserting in place thereof the following:— Each person licensed to conduct a running horse racing meeting, other than a licensee holding a racing meet-

G. L. (Ter.
Ed.), 128A,
§ 5, etc.,
amended.

Licensee to
pay certain
sum to
commission.

ing in connection with a state or county fair, shall pay to the commission on the day following each day of such horse racing meeting a sum equal to three and one half per cent of so much of the total amount deposited on the preceding day by the patrons so wagering at such meeting as does not exceed seven hundred thousand dollars, four and three quarters per cent of so much thereof as exceeds seven hundred thousand dollars but does not exceed eight hundred thousand dollars, five and one quarter per cent of so much thereof as exceeds eight hundred thousand dollars but does not exceed nine hundred thousand dollars and five and three quarters per cent of so much thereof as exceeds nine hundred thousand dollars, said percentages to be paid from the ten per cent withheld, as provided in this section, from the total amount wagered.

SECTION 2. Said section 5 of said chapter 128A is hereby further amended by striking out the paragraph added by section 6 of chapter 575 of the acts of 1946 and inserting in place thereof the following paragraph: —

Each person licensed to conduct a harness horse racing meeting, other than a licensee holding a racing meeting in connection with a state or county fair, shall pay to the commission on the day following each day of such harness horse racing meeting a sum equal to three and one half per cent of so much of the total amount deposited on the preceding day by the patrons so wagering at such meeting as does not exceed four hundred thousand dollars, four and three quarters per cent of so much thereof as exceeds four hundred thousand dollars but does not exceed four hundred and fifty thousand dollars, five and one quarter per cent of so much thereof as exceeds four hundred and fifty thousand dollars but does not exceed five hundred thousand dollars, five and three quarters per cent of so much thereof as exceeds five hundred thousand dollars but does not exceed five hundred and fifty thousand dollars, six and one quarter per cent of so much thereof as exceeds five hundred and fifty thousand dollars but does not exceed six hundred thousand dollars, six and three quarters per cent of so much thereof as exceeds six hundred thousand dollars, but does not exceed six hundred and fifty thousand dollars, and seven and one quarter per cent of all over six hundred and fifty thousand dollars, said percentages to be paid from the fifteen per cent withheld, as provided in this section, from the total amount wagered.

SECTION 3. Said third paragraph of said section 5 of said chapter 128A is hereby further amended by striking out the second sentence, as appearing in section 2 of chapter 381 of the acts of 1946, and inserting in place thereof the following: — Each person licensed to conduct a dog racing meeting, other than a licensee holding a racing meeting in connection with a state or county fair, shall pay to the commission on the day following each day of such dog racing meeting, a sum equal to three and one half per cent of so much of the total amount deposited on the preceding day by patrons so

G. L. (Ter. Ed.), 128A, § 5, etc., further amended.

Licensee of harness horse racing meeting to pay certain sum to commission.

G. L. (Ter. Ed.), 128A, § 5, etc., further amended.

Licensee of dog racing meeting to pay certain sum to commission.

wagering at such meeting as does not exceed seventy-five thousand dollars, five per cent of so much thereof as exceeds seventy-five thousand dollars but does not exceed one hundred and ten thousand dollars, six per cent of so much thereof as exceeds one hundred and ten thousand dollars but does not exceed one hundred and forty thousand dollars, seven per cent of so much thereof as exceeds one hundred and forty thousand dollars but does not exceed two hundred and fifty thousand dollars, eight and one quarter per cent of so much thereof as exceeds two hundred and fifty thousand dollars but does not exceed three hundred and seventy-five thousand dollars, and eight and three quarters per cent of so much thereof as exceeds three hundred and seventy-five thousand dollars, said percentages to be paid from the fifteen per cent withheld, as provided in this section, from the total amount wagered.

SECTION 4. Chapter 220 of the acts of 1948 is hereby amended by striking out, in line 7, the word "one" and inserting in place thereof the word: — two, — and by striking out, in lines 8 and 9, the words "nineteen hundred and forty-eight and nineteen hundred and forty-nine" and inserting in place thereof the words: — nineteen hundred and forty-nine and nineteen hundred and fifty, — so as to read as follows: — In addition to any amount required to be withheld under the provisions of section five of chapter one hundred and twenty-eight A of the General Laws by a licensee conducting a horse or dog racing meeting, such licensee, other than a licensee holding a horse or dog racing meeting in connection with a state or county fair, shall withhold an amount equal to two per cent of the total amount wagered on each day of such meeting conducted during the years nineteen hundred and forty-nine and nineteen hundred and fifty and shall pay the same to the commission on the day following.

Approved May 13, 1949.

Chap.295 AN ACT PROVIDING FINANCIAL ASSISTANCE FOR THE POLISH-AMERICAN VETERANS, INC. IN DEFRAYING EXPENSES INCURRED BY IT IN CONDUCTING MILITARY FUNERALS OR BURIALS OF PERSONS WHO DIED IN OVERSEAS SERVICE DURING WORLD WAR II.

Be it enacted, etc., as follows:

Section 1 of chapter 573 of the acts of 1946, as amended by chapter 624 of the acts of 1947, is hereby further amended by inserting after the word "Laws" in line 4 the words: — , and the Polish-American Veterans, Inc.,

Approved May 13, 1949.

AN ACT REQUIRING THE CITY OF WESTFIELD TO REPAY TO
CERTAIN PERMANENT MEMBERS OF ITS FIRE DEPARTMENT
THE CONTRIBUTIONS MADE BY THEM TO THE CONTRIBUTORY
RETIREMENT SYSTEM OF SAID CITY, AND ESTABLISHING
THE RETIREMENT RIGHTS OF SUCH MEMBERS. *Chap.296*

Be it enacted, etc., as follows:

SECTION 1. The retirement board of the city of Westfield is hereby authorized and directed to repay to George W. Onofrey, Arthur L. Clark, Edward B. Eagan, John Halloran, John F. Clark, Charles F. Janis and Stanley Yefko, all permanent firemen of said city, all deductions withheld from their wages as such firemen on account of the membership of each of the aforesaid firemen in the contributory retirement system, together with accumulated interest thereon, and the names of said firemen shall be stricken from the rolls of the retirement board of said city as members of said retirement system. Each of the aforesaid firemen shall be entitled to the benefits of pension or retirement allowances provided for under sections eighty to ninety A, inclusive, of chapter thirty-two of the General Laws.

SECTION 2. Nothing in this act shall affect any retirement rights which any fireman mentioned in section one may have under the law relating to the retirement of veterans in the public service.

SECTION 3. This act shall take effect upon its passage.

Approved May 13, 1949.

AN ACT FURTHER REGULATING FEES TO BE CHARGED BY
CITY AND TOWN CLERKS. *Chap.297*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to clarify immediately certain provisions of law relating to fees to be charged by city and town clerks, therefore it is hereby declared to be an emergency law necessary for the immediate preservation of the public convenience. *Emergency preamble.*

Be it enacted, etc., as follows:

SECTION 1. Section 34 of chapter 262 of the General Laws, as most recently amended by section 1 of chapter 550 of the acts of 1948, is hereby further amended by striking out clauses (5), (6), (7), (8), (9), (10), (26), (37), (38), (39), (40), (41), (70), (71), (73), and (77). *G. L. (Ter. Ed.), 262, § 34, etc., amended.*

SECTION 2. Chapter 94 of the General Laws is hereby amended by striking out section 52, as most recently amended by section 10 of said chapter 550, and inserting in place thereof the following: — *Section 52.* Each person who conveys oleomargarine in a vehicle or otherwise, for the purpose of selling the same in any town, shall annually in May be licensed by an inspector of milk of such town to sell the *G. L. (Ter. Ed.), 94, § 52, etc., amended.*

Fee for license to convey oleomargarine for sale.

same within the limits thereof, and shall pay therefor to such inspector fifty cents to the use of the town. The inspector shall pay monthly to the town treasurer all such moneys collected by him. In towns where there is no inspector of milk, such license shall be issued by the town clerk. Any such license shall be issued only in the name of the owner of the vehicle, and for the purposes of sections forty-nine to sixty, inclusive, shall be conclusive evidence of ownership. No such license shall be sold, assigned or transferred. Each license shall be numbered and shall state the name, residence, place of business, number of vehicles used, and the name and residence of each driver or other person engaging in carrying oleomargarine. Each licensee before engaging in the sale of oleomargarine shall cause his name, the number of his license and his place of business to be legibly placed, in gothic letters not less than one inch in length, in the English language, on each outer side of each vehicle used by him in the conveyance and sale thereof, and shall report to the said inspector or town clerk any change of driver or other person engaged in carrying oleomargarine occurring during the term of his license. Whoever without being licensed sells oleomargarine, or exposes or offers it for sale from vehicles or has it in his custody or possession with intent so to sell, and whoever violates any of the provisions of this section, shall for the first offence be punished by a fine of not less than thirty nor more than one hundred dollars, and for a subsequent offence by a fine of not less than fifty nor more than three hundred dollars.

G. L. (Ter. Ed.), 100, § 2, etc., amended.

Auctioneer's license, fee.

SECTION 3. Chapter 100 of the General Laws is hereby amended by striking out section 2, as most recently amended by section 11 of said chapter 550, and inserting in place thereof the following: — *Section 2.* The licensing authority of any city or town may, upon payment of a license fee of two dollars to such city or town, license any suitable inhabitant thereof, who has resided therein during the six months next preceding the application for such license, to be an auctioneer therein for one year. The licensing authority of any city or town may, upon payment of the license fee hereinafter provided, issue a special license to any person not such an inhabitant, to be an auctioneer therein, for days specified in the license, in the sale of real estate, livestock and general farm equipment and produce. The fee for such a special license shall be five dollars for each of the days specified in the license as aforesaid. Said licensing authority may for any cause deemed satisfactory, and without a hearing, revoke or suspend any license issued under authority of this section. Such licenses shall be signed, in Boston by the police commissioner, elsewhere by the city or town clerk, and shall be recorded in a book kept for that purpose.

G. L. (Ter. Ed.), 100, § 6, etc., amended.

Fee for non-resident

SECTION 4. Said chapter 100 is hereby further amended by striking out section 6, as amended by section 12 of said chapter 550, and inserting in place thereof the following: — *Section 6.* Goods, wares and merchandise brought into a

city or town for the purpose of being sold by auction shall be sold by auction therein only by an auctioneer duly licensed in said city or town, or in some other city or town within the commonwealth, and having a regular and established place of business in the city or town where the goods, wares or merchandise are to be sold. If he is a non-resident of the city or town where he has his place of business, he shall obtain from the licensing authority thereof a permit to hold such sales by auction therein, and a special license fee may be required therefor. Violation of this section shall be punished by a fine of not more than one hundred dollars.

auctioneer's
license.

SECTION 5. Said chapter 100 is hereby further amended by striking out section 14, as most recently amended by section 13 of said chapter 550, and inserting in place thereof the following: — *Section 14.* Except as hereinafter provided, no person shall conduct or maintain an establishment where any gold, silver or plated ware, stones, precious or otherwise, watches, clocks, jewelry, bric-a-brac, crockery, glassware, art goods or leather goods, or articles or goods represented as such, are sold at auction unless he is licensed to conduct or maintain the same by the licensing authority. Every application for such a license shall contain the name and place of residence of the applicant, a description of the premises whereon the applicant intends to conduct or maintain such an establishment, the name of the owner of said premises and a detailed inventory of the articles or goods intended to be sold under the license, and no articles or goods except those described in the application shall be sold thereunder. The license shall be expressed to be and shall be subject to such reasonable conditions as to the hours of keeping open such an establishment as the licensing authority may prescribe. No person licensed hereunder shall conduct or maintain such an establishment in any place other than that set forth in the license. Every license granted hereunder shall expire thirty days from its date, but the licensing authority upon application therefor may grant a renewal of such license for an additional thirty days for the sole purpose of enabling the licensee to complete the sale of any unsold articles or goods described in the original application, and the fee for each such license or renewal thereof shall be ten dollars, which shall accompany the application therefor. No person shall act as auctioneer in the sale of articles or goods authorized to be sold in pursuance of a license or renewal thereof issued hereunder unless he is the holder of an auctioneer's license in full force and effect granted under section two by the licensing authority of the city or town wherein such articles or goods are so authorized to be sold; provided, that such licensing authority, when granting a license or renewal thereof to conduct or maintain an establishment hereunder, may, upon payment of a fee of two dollars, issue a permit which shall authorize any suitable person holding a license under said section two, to act as auctioneer in the sale at such establishment of the articles or goods to which

G. L. (Ter.
Ed.), 100,
§ 14, etc.,
amended.

Fee for
license to sell
certain
personal
property at
auction.

Fee for
renewal of
license.

the license issued hereunder relates. Such a permit shall expire with such license or renewal and shall be subject to revocation in the same manner as a license granted under said section two. A person acting as auctioneer under authority of such a permit shall be subject to all the provisions of this chapter, so far as apt, applicable to auctioneers and to the penalties prescribed therein for violation thereof. This section shall not apply to establishments whose principal business, as finally determined by the licensing authority, is the sale at auction of property other than the articles or goods hereinbefore specified.

G. L. (Ter. Ed.), 100, § 18, etc., amended.

Fee for license to hold bankruptcy, etc., auctions.

SECTION 6. Said chapter 100 is hereby further amended by striking out section 18, as most recently amended by section 14 of said chapter 550, and inserting in place thereof the following: — *Section 18.* No person, except a licensee under section fourteen, shall conduct or maintain an establishment wherein is held any auction represented or advertised by any one of such descriptive terms as “bankruptcy”, “insolvent”, “creditors”, “receiver’s”, “trustee’s”, “assignee’s”, “removal”, “closing out”, “selling out”, “going out of business” or “liquidation”, unless he is the holder of a license issued by the licensing authority of the city or town where such auction is intended to be held, authorizing him to conduct or maintain such establishment for the holding of the auction represented or advertised by such descriptive term. Every application for such a license shall contain the name and place of residence of the applicant, a description of the premises whereon the applicant intends to conduct or maintain such an establishment, a sworn statement of the reasons for and character of the auction intended to be held and a detailed inventory and any other information necessary to fully identify the goods, wares or merchandise intended to be sold at such auction. Any license issued hereunder may be revoked or suspended by the licensing authority which issued it, for any cause deemed satisfactory by such authority and without a hearing. No goods, wares or merchandise except those described in the application shall be sold at such an auction; and no such licensee shall bring or cause to be brought into the licensed establishment for the purpose of being sold at an auction represented or advertised under any one of the descriptive terms aforesaid, any goods, wares or merchandise not truly described by such term. No person licensed hereunder shall conduct or maintain such an establishment in any place other than that set forth in the license. Every license granted hereunder shall expire sixty days from its date, and the fee for each such license shall be ten dollars, which shall accompany the application therefor. No person shall act as auctioneer at any auction at such an establishment if he knows or has reason to believe that the provisions of this section have not been complied with.

G. L. (Ter. Ed.), 140, § 115, etc., amended.

SECTION 7. Chapter 140 of the General Laws is hereby amended by striking out section 115, as most recently

amended by section 21 of said chapter 550, and inserting in place thereof the following:— *Section 115.* A furnace for melting iron or making glass, or a stationary steam engine for use in a mill for planing or sawing boards or turning wood or in which other fuel than coal is used to create steam, shall not be erected or put up to be used in a city or town which accepts this and sections one hundred and sixteen and one hundred and seventeen or has accepted corresponding provisions of earlier laws, unless the aldermen or selectmen thereof have granted a license therefor, prescribing the place where the building shall be erected in which the steam engine or furnace is to be used and the materials and construction thereof, and have made such regulations as to the height of flues and protection against fire as they deem necessary for the safety of the neighborhood. Such license may be granted on a written application, and shall be recorded in the city or town records. The aldermen or selectmen shall assign a time and place for a hearing upon such application, and cause at least fourteen days' public notice thereof to be given, at the expense of the applicant, in such manner as they may order.

Fee for license to run steam engine or iron-melting furnace.

SECTION 8. Said chapter 140 is hereby further amended by striking out section 133, as most recently amended by section 22 of said chapter 550, and inserting in place thereof the following:— *Section 133.* Such permit shall be signed by the mayor or by a majority of the board of selectmen and by the city or town clerk, and be recorded in the office of said clerk. It shall name the person to whom it is granted, and definitely and clearly describe the location and limits of the premises to which it applies, and shall remain in force until the first day of May next after its date, unless sooner forfeited or rendered void. Notice of applications for such permits shall be published at the expense of the applicant in the manner prescribed by section fifteen A of chapter one hundred and thirty-eight relative to applications for licenses to sell alcoholic beverages. The board granting the permits may establish fees for their issue, not exceeding one dollar each, to be paid to the treasurer of the municipality.

G. L. (Ter. Ed.), 140, § 133, etc., amended.

Fee for recording certain permits.

SECTION 9. Said chapter 140 is hereby further amended by striking out section 192, as most recently amended by section 24 of said chapter 550, and inserting in place thereof the following:— *Section 192.* Such licenses shall be granted for a term of not more than one year, and shall be recorded by the clerk of the city or town where they are granted, who shall receive a fee of one dollar for recording each license. Every such license shall set forth the name of the steamboat or other boat, of the master and owner, and the number of passengers it is permitted to carry at any one time, with the number of life preservers that shall be carried. The license shall be posted in a conspicuous place therein, and the number of passengers specified in such license shall in no case be exceeded.

G. L. (Ter. Ed.), 140, § 192, etc., amended.

Fee for license to run steamboat.

SECTION 10. Said chapter 140 is hereby further amended by striking out section 202, as most recently amended by

G. L. (Ter. Ed.), 140, § 202, etc., amended.

section 25 of said chapter 550, and inserting in place thereof the following: — *Section 202.* Licenses granted elsewhere than in Boston to keepers of intelligence offices, dealers in junk, old metals and second hand articles, junk collectors, pawnbrokers and keepers of billiard saloons, pool or sippio rooms or tables, bowling alleys, roller skating rinks, carousels, inclined railways, Ferris wheels, outdoor exhibitions of fire fighting for the amusement of the public and picnic groves shall be signed by the clerk of the city or town where they are granted. Every such license shall, before being delivered to the licensee, be recorded by such clerk, in a book kept for that purpose. Such license shall set forth the name of the licensee, the nature of the business, and the building or place in such city or town in which it is to be carried on, and shall continue in force until May first following unless sooner revoked. The board or officer issuing such a license shall, except as provided in section seventy-seven, receive for the use of the city or town such amount, not less than two dollars for each license, as the board or officer considers reasonable. In Boston licenses for keepers of intelligence offices, billiard saloons, pool or sippio rooms or tables, bowling alleys and picnic groves shall be signed by the licensing board and recorded by its clerk and licenses for roller skating rinks, carousels, inclined railways, Ferris wheels and outdoor exhibitions of fire fighting for the amusement of the public shall be signed by the mayor and recorded by his clerk; the other licenses referred to in this section shall be signed by the police commissioner and recorded by his clerk.

SECTION 11. Chapter 159A of the General Laws is hereby amended by striking out section 1, as most recently amended by section 34 of said chapter 550, and inserting in place thereof the following: — *Section 1.* No person shall, except as otherwise provided in this chapter, operate any motor vehicle upon any public way in any city or town for the carriage of passengers for hire, in such a manner as to afford a means of transportation similar to that afforded by a railway company, by indiscriminately receiving and discharging passengers along the route on which the vehicle is operated or may be running, or for transporting passengers for hire as a business between fixed and regular termini, without first obtaining a license for such operation from the city council of such city or the selectmen of such town, in this chapter called the licensing authority; provided, that, in respect to any boulevard or way under the jurisdiction of the metropolitan district commission, such commission shall constitute the licensing authority. Any such license issued by a city council under this section shall be subject to the approval of the mayor. The fee for any such license shall not exceed ten dollars. Such license may limit the number of vehicles to be operated thereunder. Any person, receiving a license under this section and operating a vehicle or vehicles thereunder, shall, in respect to such operation, be subject to such orders, rules or regulations as shall be adopted by the licensing au-

Fees for
issuing and
recording
certain other
licenses.

G. L. (Ter.
Ed.), 159A,
§ 1, etc.,
amended.

Fee for
license to
operate motor
carriers.

thority under this chapter. No license, certificate or permit shall be required under this chapter in respect to such carriage of passengers as is exclusively interstate.

Approved May 13, 1949.

AN ACT TO AUTHORIZE THE CITY OF REVERE TO BORROW MONEY FOR THE PURPOSE OF REMODELING, RECONSTRUCTING AND MAKING EXTRAORDINARY REPAIRS TO PUBLIC BUILDINGS.

Chap. 298

Be it enacted, etc., as follows:

SECTION 1. For the purpose of remodeling, reconstructing and making extraordinary repairs, including the installation of new heating and plumbing equipment and fixtures in public buildings owned by the city, the city of Revere may borrow, from time to time, during the current year, such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, City of Revere Remodeling and Reconstruction Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than five years from their dates. No loan shall be authorized under this act unless a sum equal to an amount not less than ten per cent of the loan so authorized is voted for the same purpose to be provided from taxation or available revenue funds in the year when authorized. Indebtedness incurred under authority of this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to the applicable provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 13, 1949.

AN ACT TO CONFIRM ARTICLES OF AMENDMENT AND TO ALTER OR EXTEND THE CORPORATE POWERS OF EASTERN STATES FARMERS EXCHANGE, INCORPORATED.

Chap. 299

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make its provisions apply to the corporation referred to therein without delay, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. The votes set forth in the articles of amendment of the agreement of association and articles of organization of Eastern States Farmers Exchange, filed in the office of the state secretary on March eighth, nineteen hundred and forty-six, are hereby confirmed and made valid, in so far as they may be invalid by reason of not being passed in full

compliance with said agreement of association and articles of organization.

SECTION 2. Said corporation may provide in its by-laws for the election of directors by districts; for voting of members by mail in elections and on questions concerning the operation and business of the corporation; for dues and assessments to be paid by members and the conditions under which such dues and assessments shall be imposed and collected; for determining the rights and interests of members in the property of the corporation, whether equal or unequal; and for establishing the basis of voting by the members. No by-law shall be amended or repealed nor any new by-law adopted, unless notice of the proposed action is given in the call for the meeting at which the proposal is to be considered, or in the call for the vote if the vote is to be taken by mail.

SECTION 3. Said corporation may amend or alter its agreement of association or articles of organization, or authorize the sale, mortgage, pledge, lease or exchange of all its property and assets, including its good will, upon such terms and conditions as it deems expedient, in the manner provided by sections forty-one to forty-three of chapter one hundred and fifty-six of the General Laws, so far as applicable; provided, that such action shall require a vote of three fourths of the members present and voting at a meeting of the corporation called to consider such action, or if the vote upon such action is taken by mail, a vote of three fourths of the members who return votes. A vote by mail upon such action shall not be valid unless votes are returned by at least three fifths of the members of the corporation.

Approved May 13, 1949.

Chap.300 AN ACT AUTHORIZING THE TOWN OF AYER TO CONSTRUCT AN
OUTFALL SEWER OR FORCE MAIN AND ENLARGE ITS SEWAGE
TREATMENT WORKS FOR THE DISPOSAL OF ITS SEWAGE.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of disposing of the sewage and manufacturing waste of the town of Ayer, said town may lay out, through its selectmen acting as sewer commissioners, construct and maintain an outfall sewer or force main with an outlet into its sewage treatment works and may enlarge said treatment works, and for said purposes may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, such lands, water rights, rights of way and easements in said town as may be necessary for the establishment of such system of sewage disposal and for any connections therewith. For the aforesaid purposes, said town may lay sewers through private and other lands and under any way or railroad, and may enter upon and dig up such private and other lands or ways or railroad in such manner as not unnecessarily to obstruct the same; provided, that the town

shall not do any of the aforesaid work within the location of any railroad corporation except at such time and in such manner as it may agree upon with such corporation or, in case of failure so to agree, as may be approved by the department of public utilities.

SECTION 2. No act shall be done under authority of section one until plans of said outfall sewer or force main of said sewage treatment works enlargement have been approved by the department of public health and until an agreement shall have been entered into by the selectmen with the Hartnett Tanning Company to reimburse the said town over a period of ten years for the cost of construction of said sewer or force main enlargement of said sewage treatment plant, including interest, if any, on indebtedness incurred for said purposes. Said agreement shall be accompanied by a surety bond satisfactory to the selectmen for compliance with the conditions thereof, or in lieu thereof such bond or guaranty for compliance with the conditions thereof as shall be satisfactory to the town and accepted at a town meeting, and no betterment assessments shall be made under authority of general or special law for the cost of sewer construction authorized by this act except that the selectmen or board having charge and control of the sewer system may charge and collect from the said company a just and equitable annual charge as authorized by section sixteen of chapter eighty-three of the General Laws, or any special act or acts of said town pertaining thereto.

SECTION 3. Any person injured in his property by any action of said town may recover damages from said town under said chapter seventy-nine.

SECTION 4. For the purpose of paying the necessary expenses and liabilities incurred under this act, said town may, from time to time, borrow such sums as may be necessary, not exceeding, in the aggregate, one hundred and fifteen thousand dollars, and may issue bonds or notes of the town therefor, which shall bear on their face the words, Ayer Sewer Loan, Act of 1949. Each authorized issue shall constitute a separate loan. Indebtedness under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to the provisions of chapter forty-four of the General Laws, including the limitations contained in the first paragraph of section seven thereof.

SECTION 5. This act shall take full effect upon its acceptance by vote of two thirds of the voters of said town voting thereon at a town meeting called for the purpose within three years after its passage, but not otherwise. No expenditure shall be made and no liability incurred hereunder until such acceptance.

Approved May 13, 1949.

Chap.301 AN ACT RELATIVE TO THE DRIVING OF VEHICLES ON PUBLIC
WAYS WHERE THE VIEW IS OBSTRUCTED.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 89, § 4,
amended.

Driving on
public way
when view
obstructed.

SECTION 1. Chapter 89 of the General Laws is hereby amended by striking out section 4, as appearing in the Tercentenary Edition, and inserting in place thereof the following section:— *Section 4.* Whenever on any public way there is not an unobstructed view of the road for at least two hundred yards, the driver of every vehicle shall keep his vehicle on the right of the middle of the traveled part of the way, whenever it is safe and practicable so to do.

SECTION 2. This act shall take effect on January first, nineteen hundred and fifty.

Approved May 13, 1949.

Chap.302 AN ACT PROVIDING THAT THE GENERAL PUBLIC MAY BE
EXCLUDED FROM THE COURT ROOM DURING THE TRIAL OF
CRIMINAL PROCEEDINGS INVOLVING HUSBAND AND WIFE
IN DISTRICT COURTS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 278, new
§ 16B, added.
General
public may
be excluded,
etc.

Chapter 278 of the General Laws is hereby amended by inserting after section 16A the following section:— *Section 16B.* The presiding justice of a district court may exclude the general public from the court room during the trial of any criminal proceeding involving husband and wife.

Approved May 13, 1949.

Chap.303 AN ACT RELATIVE TO THE EXPENDITURE OF FUNDS FOR THE
SCHOOL LUNCH PROGRAM.

Be it enacted, etc., as follows:

Section 2 of chapter 548 of the acts of 1948 is hereby amended by striking out, in line 9, the word "appropriate" and inserting in place thereof the word:— *expend*,— so as to read as follows:— *Section 2.* Pursuant to any power of school committees to operate or provide for the operation of school lunch programs in schools under their jurisdiction, a school committee of any town may establish, maintain, operate and expand a school lunch program for the pupils in any school building under the jurisdiction of said committee, may make all contracts necessary to provide material, personnel and equipment needed to carry out the provisions of this act; and if necessary may expend funds to meet the matching requirements and any other provisions of said National School Lunch Act.

Approved May 13, 1949.

Chap.304 AN ACT RELATIVE TO THE HUNTING OF DEER AND OTHER
MAMMALS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 131,
§ 78, etc.,
amended.

Section 78 of chapter 131 of the General Laws, as amended by chapter 275 of the acts of 1947, is hereby further amended

by striking out the first paragraph and inserting in place thereof the following paragraph:—Whoever constructs, erects, sets, uses, locates, repairs, tends or maintains any snare for the purpose of catching or killing any mammal, or hunts a mammal by such means or by the aid or use of any motor vehicle or airplane, or hunts a mammal by the aid or use of artificial light, shall be punished by a fine of not less than fifty nor more than two hundred dollars. The construction, erection, setting, using, locating, repairing, tending or maintenance of any snare by any person shall be prima facie evidence of a violation by him of this section.

Hunting of deer and other mammals, regulated.

Approved May 13, 1949.

AN ACT REQUIRING THE SHORING OF CERTAIN EXCAVATIONS. *Chap.305*

Be it enacted, etc., as follows:

Chapter 149 of the General Laws is hereby amended by inserting after section 129, as appearing in the Tercentenary Edition, the following section:—*Section 129A.* On any construction or other project on which a trench is to be dug to a depth of eight feet or more, such trench shall, if any person is to be required to enter or work therein, and there is a possibility of a cave-in or collapse thereof, be shored and braced in such a manner as to prevent its caving in or collapsing. Any employer, or the officer or agent of any employer who violates this section shall be punished by a fine of not more than two hundred dollars, or by imprisonment for not more than one year, or both.

G. L. (Ter. Ed.), 149, new § 129A, added. Certain excavations to be shored.

This section shall apply also to any project being carried on by any city, town, county, or other subdivision of the commonwealth.

Approved May 13, 1949.

AN ACT PROVIDING FOR AN ACCELERATED HIGHWAY PROGRAM. *Chap.306*

Whereas, The deferred operation of this act would unnecessarily delay putting into effect the accelerated highway program provided for therein, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. The state department of public works, hereinafter called the department, and the metropolitan district commission, hereinafter called the commission, are hereby authorized and directed to expend a sum not to exceed one hundred million dollars, in addition to any other appropriations for like purposes as may have heretofore or may hereafter be made, for projects for the laying out, construction, reconstruction and relocation of highways, parkways, bridges, grade crossing eliminations and alterations of crossing at other than grade, for traffic safety devices in accordance with section seven of this act, for the alteration, construction and reconstruction of state-owned bridges in accordance with chapter six hundred and ninety of the acts of nineteen

hundred and forty-five, as amended and supplemented, for traffic studies in urban areas and for studies to determine the desirability and feasibility of revenue producing traffic facilities. The department and/or the commission shall accept any federal funds available for such projects, and such federal funds when received shall be credited to the Highway Fund.

SECTION 2. Except in the case of parkway projects under the jurisdiction of the commission, the department shall have full authority to select the projects to be undertaken under the authority of this act.

SECTION 3. The department is hereby authorized and directed to make a survey for the purpose of determining the feasibility and practicability of a revenue-producing interstate through expressway from the Connecticut state line to the New Hampshire state line, together with a suitable connection to a point west of the Connecticut river and an easterly connection to Boston, or thereabouts. The department shall file a report with its findings and recommendations with the clerk of the house of representatives not later than June first, nineteen hundred and forty-nine.

SECTION 4. Pursuant to the provisions of section one of this act, the commission is hereby authorized and directed to expend a sum, not to exceed eight million dollars, for projects of the commission in the area set forth in the "Master Highway Plan for the Boston Metropolitan Area", as established and defined in Exhibit B of House Document No. 1767 of the year nineteen hundred and forty-eight.

SECTION 5. Pursuant to the provisions of section one of this act, the department is hereby authorized and directed to expend a sum, not to exceed thirty-seven million dollars, for projects in the area set forth in the "Master Highway Plan for the Boston Metropolitan Area", as established and defined in said Exhibit B of House Document No. 1767 of the year nineteen hundred and forty-eight.

SECTION 6. Pursuant to the provisions of section one of this act, the department is hereby authorized and directed to expend a sum, not to exceed fifty-three million dollars, for projects in the area set forth in "The Report on Massachusetts State Highway Needs, exclusive of Metropolitan Boston", as established and defined in Exhibit A of said House Document No. 1767, of the year nineteen hundred and forty-eight and for traffic studies in urban areas and for studies to determine the desirability and feasibility of revenue producing facilities including the project authorized in section three of this act; and not less than five million dollars of said sum shall be expended in each of the following four areas of the commonwealth: in the area west of the Connecticut river; in the area lying between the Connecticut river and the easterly boundary line of Worcester county; in Essex, Middlesex and Norfolk counties including Route 128 therein; and in Bristol, Plymouth, Barnstable, Dukes and Nantucket counties.

SECTION 7. Pursuant to the provisions of section one of this act, the department is hereby authorized and directed to expend a sum, not to exceed two million dollars, for traffic safety devices on state highways and on roads constructed under the provisions of section thirty-four of chapter ninety of the General Laws.

SECTION 8. The department and the commission may, on behalf of the commonwealth, take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, such public or private lands, cemeteries, public parks or reservations, or parts thereof or rights therein, and/or public ways as it may deem necessary for carrying out the provisions of this act, including such land or rights in land as may be necessary for the construction of any necessary drainage outlets; provided, that no damage shall be paid for public lands or parks, parkways or reservations so taken.

SECTION 9. When the work on any project authorized by section one shall have been completed, the title to or control of such highways, lands and/or rights therein taken or acquired therefor as in the opinion of the department are no longer needed for state highway purposes, or in the opinion of the commission are no longer needed for parkway purposes, may be transferred by the department or the commission, as the case may be, to the city or town in which the land or the highway lies. Such sections of highway shall become city or town ways and shall be kept in good condition and repair by the city or town in which the land lies and the provisions of section twenty-five of chapter eighty-one of the General Laws shall apply thereto.

SECTION 10. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor and council, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor and council from time to time but not exceeding in the aggregate the sum of one hundred million dollars. All bonds issued by the commonwealth as aforesaid shall be designated on the face: Highway Improvement Loan, Act of 1949, and shall be on the serial payment plan for such maximum term of years not exceeding ten years from the date of issue, as the governor may recommend to the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution of the commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest payable semi-annually at such rate as the state treasurer with the approval of the governor shall fix. Such bonds shall be payable not earlier than July first, nineteen hundred and fifty-one, nor later than June thirtieth, nineteen hundred and sixty-three.

All interest payments and payments on account of principal on such obligations shall be paid from the Highway Fund; provided, that, notwithstanding the foregoing, such obligations shall be general obligations of the commonwealth.

SECTION 11. The cost of the work authorized in section one shall include all project payments, property damages, expenses for consultants and engineering services, and for all legal and other technical and expert services, and incidental expenses in connection with the projects herein authorized. The department and the commission, severally, may engage such additional engineering and other personnel subject to the provisions of chapters thirty and thirty-one as may be necessary to carry out the terms of this act, and may also engage the services of such consulting engineers as it may deem necessary, but no increase in the number of permanent positions in the engineering force of the department or of the commission shall be allowed on account of this act.

SECTION 12. The department and the commission, respectively, shall file detailed progress reports with the governor and with the clerk of the house of representatives on December thirty-first, nineteen hundred and forty-nine, June thirtieth, nineteen hundred and fifty, and December thirty-first, nineteen hundred and fifty, and shall render a final report on or before July thirty-first, nineteen hundred and fifty-one relative to all projects undertaken under the provisions of this act.

SECTION 13. All contracts for the projects authorized by this act shall be entered into by the department and the commission, respectively, not later than June thirtieth, nineteen hundred and fifty-one.

Approved May 18, 1949.

Chap.307 AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF DEPARTMENTS, BOARDS, COMMISSIONS, INSTITUTIONS AND CERTAIN ACTIVITIES OF THE COMMONWEALTH, FOR INTEREST, SINKING FUND AND SERIAL BOND REQUIREMENTS, AND FOR CERTAIN PERMANENT IMPROVEMENTS.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of the several departments, boards, commissions and institutions, of sundry other services, and for certain permanent improvements, and to meet certain requirements of law, the sums set forth in section two, for the several purposes and subject to the conditions specified in said section two, are hereby appropriated from the funds designated in said section, subject to the provisions of law regulating the disbursement of public funds and the approval thereof, for the fiscal year ending June thirtieth, nineteen hundred and fifty, in this act referred to as the year nineteen hundred and fifty, or for such period as may be specified.

SECTION 2.

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE GENERAL FUND:

Item	<i>Service of the Legislative Department.</i>	
0101-01	For the compensation of senators . . .	\$112,750 00
0101-02	For expenses of senators, including travel, for the year nineteen hundred and fifty . . .	25,000 00
0101-03	For the compensation of representatives . . .	662,750 00
0101-04	For expenses of representatives, including travel, for the year nineteen hundred and fifty . . .	148,000 00
0101-05	For the salaries of the clerk of the senate and the clerk of the house of representatives . . .	19,400 00
0101-06	For the salaries of the assistant clerk of the senate and the assistant clerk of the house of representatives . . .	14,400 00
0101-07	For such additional clerical assistance to, and with the approval of, the clerk of the senate, as may be necessary for the proper despatch of public business, including not more than one permanent position . . .	5,200 00
0101-08	For such additional clerical assistance to, and with the approval of, the clerk of the house of representatives, as may be necessary for the proper despatch of public business, including not more than three permanent positions . . .	10,560 00
0101-09	For the salary of the sergeant-at-arms . . .	5,000 00
0101-10	For clerical and other assistance employed by the sergeant-at-arms, including not more than four permanent positions . . .	11,260 00
0101-11	For the compensation for travel of doorkeepers, assistant doorkeepers, general court officers, pages and other employees of the sergeant-at-arms, authorized by law to receive the same . . .	26,000 00
0101-12	For the salaries of the doorkeepers of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than two permanent positions . . .	8,820 00
0101-13	For the salaries of assistant doorkeepers of the senate and house of representatives and of general court officers, with the approval of the sergeant-at-arms, including not more than twenty-five permanent positions . . .	78,730 00
0101-14	For compensation of the pages of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than fifteen permanent positions . . .	14,700 00
0101-15	For the salaries of clerks employed in the legislative document room, including not more than two permanent positions . . .	8,880 00
0101-17	For the salaries of the chaplains of the senate and house of representatives, including not more than two permanent positions . . .	2,760 00
0101-18	For personal services of the counsel to the senate and assistants, including not more than four permanent positions; provided, that, notwithstanding any provisions of law to the contrary, the present counsel to the senate may continue to serve in said office subject to the will of the senate . . .	29,960 00

Item		
0101-19	For personal services of the counsel to the house of representatives and assistants, including not more than six permanent positions	\$44,200 00
0101-20	For clerical and other assistance to the senate committee on rules, including not more than three permanent positions	13,960 00
0101-21	For clerical and other assistance to the house committee on rules, including not more than five permanent positions	19,620 00
0101-25	For clerical and other assistance to the house committee on ways and means, including not more than five permanent positions	24,900 00
0102-01	For traveling and such other expenses of the committees of the general court as may be authorized by order of either branch of the general court	10,000 00
0102-02	For printing, binding and paper ordered by the senate and house of representatives, or by concurrent order of the two branches, for the year nineteen hundred and fifty and the previous year, with the approval of the clerks of the respective branches	125,000 00
0102-04	For expenses in connection with the publication of the bulletin of committee hearings and of the daily list, with the approval of the joint committee on rules, including not more than two permanent positions	45,600 00
0102-05	For stationery for the senate, purchased by and with the approval of the clerk	500 00
0102-06	For office and other expenses of the committee on rules on the part of the senate	600 00
0102-07	For office expenses of the counsel to the senate	300 00
0102-08	For stationery for the house of representatives, purchased by and with the approval of the clerk	800 00
0102-09	For office and other expenses of the committee on rules on the part of the house	4,000 00
0102-10	For office expenses, including travel, of the counsel to the house of representatives	500 00
0102-11	For contingent expenses of the senate and house of representatives, and necessary expenses in and about the state house, with the approval of the sergeant-at-arms, for the year nineteen hundred and fifty and previous years	12,165 00
0102-12	For telephone service	10,000 00
0102-14	For the payment of witness fees to persons summoned to appear before committees of the general court, and for expenses incidental to summoning them, with the approval of the sergeant-at-arms	200 00
0102-16	For certain expenses of the clerk's office, house of representatives, for the year nineteen hundred and fifty and previous years	500 00
0102-17	For certain expenses of the senate clerk's office	200 00
0102-28	For expenses of the house committee on ways and means, to be in addition to any amount heretofore appropriated for the purpose	2,000 00
0102-50	For the services of a physician and for medical supplies during the legislative session, subject to the approval of the sergeant-at-arms; provided, that section twenty-one	

Item

of chapter thirty of the General Laws shall not apply to the payments made under this item	\$1,200 00
Total	\$1,500,415 00

Service of the Judicial Department.

Supreme Judicial Court, as follows:

0301-01	For the salaries of the chief justice and of the six associate justices	\$120,000 00
0301-02	For traveling allowances and expenses	1,500 00
0301-03	For the salary of the clerk for the commonwealth	7,100 00
0301-04	For clerical assistance to the clerk	3,070 00
0301-05	For law clerks, stenographers and other clerical assistance for the justices	40,000 00
0301-06	For office supplies, services and equipment	5,000 00
0301-07	For the salaries of the officers and messengers	5,400 00
0301-08	For the commonwealth's part of the salary of the clerk for the county of Suffolk	1,500 00
Total		\$183,570 00

Reporter of Decisions:

0301-11	For the salary of the reporter of decisions	\$7,000 00
0301-12	For clerk hire and office supplies, services and equipment, including not more than four permanent positions	17,158 00
Total		\$24,158 00

Superior Court, as follows:

0302-01	For the salaries of the chief justice and of the thirty-one associate justices	\$465,000 00
0302-02	For traveling allowances and expenses	22,000 00
0302-03	For the salary of the assistant clerk, Suffolk county	1,000 00
0302-04	For clerical work, inspection of records and doings of persons authorized to admit to bail, for an executive clerk to the chief justice, and for certain other expenses incidental to the work of the court	16,000 00
Total		\$504,000 00

Judicial Council:

0303-01	For expenses of the judicial council, as authorized by section thirty-four C of chapter two hundred and twenty-one of the General Laws	\$1,800 00
0303-02	For compensation of the secretary of the judicial council, as authorized by said section thirty-four C of said chapter two hundred and twenty-one	5,000 00
Total		\$6,800 00

Administrative Committee of District Courts:

0304-01	For compensation and expenses of the administrative committee of district courts	\$6,000 00
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Item		
	Administrative Committee of Probate and Insolvency Courts:	
0305-02	For the compensation of judges of probate when acting for other judges of probate .	\$11,000 00
0305-03	For expenses of judges of probate when act- ing for other judges of probate .	2,300 00
0305-06	For reimbursing officials for premiums paid for procuring sureties on their bonds, as provided by existing laws .	500 00
0305-07	For expenses of the administrative committee of probate courts	500 00
0307-01	See item 0305-07.	
	For the salaries of judges of probate, registers of probate, assistant registers and clerical assistance to registers of the several counties:	
	Barnstable:	
0306-21	Judge of probate	\$8,000 00
0306-41	Register	5,000 00
0306-61	Assistant register	3,500 00
0306-81	Clerical assistance to register, including not more than three permanent positions .	6,540 00
	Berkshire:	
0306-22	Judge of probate	8,000 00
0306-42	Register	5,500 00
0306-62	Assistant register	4,000 00
0306-82	Clerical assistance to register, including not more than five permanent positions .	9,380 00
	Bristol:	
0306-23	Judge of probate	10,000 00
0306-43	Register	7,000 00
0306-63	Two assistant registers	9,500 00
0306-83	Clerical assistance to register, including not more than twelve permanent positions .	24,660 00
	Dukes County:	
0306-24	Judge of probate	3,500 00
0306-44	Register	3,000 00
0306-84	Clerical assistance to register, including not more than one permanent position .	2,100 00
	Essex:	
0306-25	Two judges of probate	20,000 00
0306-45	Register	7,500 00
0306-65	Three assistant registers	15,000 00
0306-85	Clerical assistance to register, including not more than sixteen permanent positions .	35,570 00
	Franklin:	
0306-26	Judge of probate	8,000 00
0306-46	Register	5,000 00
0306-66	Assistant register	3,500 00
0306-86	Clerical assistance to register, including not more than two permanent positions .	4,080 00
	Hampden:	
0306-27	Two judges of probate	20,000 00
0306-47	Register	7,000 00
0306-67	Three assistant registers	13,500 00
0306-87	Clerical assistance to register, including not more than eleven permanent positions .	27,040_00

Item		
Hampshire:		
0306-28	Judge of probate	\$8,000 00
0306-48	Register	5,000 00
0306-68	Assistant register	3,500 00
0306-88	Clerical assistance to register, including not more than two permanent positions	4,510 00
Middlesex:		
0306-29	Two judges of probate	24,000 00
0306-49	Register	8,500 00
0306-69	Five assistant registers	26,000 00
0306-89	Clerical assistance to register, including not more than forty permanent positions	88,220 00
Nantucket:		
0306-30	Judge of probate	3,500 00
0306-50	Register	3,000 00
0306-90	Clerical assistance to register	500 00
Norfolk:		
0306-31	Judge of probate	12,000 00
0306-51	Register	7,500 00
0306-71	Three assistant registers	15,500 00
0306-91	Clerical assistance to register, including not more than fifteen permanent positions	32,735 00
Plymouth:		
0306-32	Judge of probate	8,000 00
0306-52	Register	5,500 00
0306-72	Assistant register	4,000 00
0306-92	Clerical assistance to register, including not more than six permanent positions	12,870 00
Suffolk:		
0306-33	Three judges of probate	39,000 00
0306-53	Register	8,500 00
0306-73	Five assistant registers	26,000 00
0306-93	Clerical assistance to register, including not more than forty-eight permanent positions	107,550 00
Worcester:		
0306-34	Two judges of probate	20,000 00
0306-54	Register	7,500 00
0306-74	Three assistant registers	15,000 00
0306-94	Clerical assistance to register, including not more than fifteen permanent positions	33,580 00
Total		\$820,135 00

Service of the Land Court.

0308-01	For the salaries of the judge, associate judges and the recorder, including not more than four permanent positions	\$43,500 00
0308-02	For engineering, clerical and other personal services, including not more than twenty-nine permanent positions	114,560 00
0308-03	For personal services in the examination of titles, for publishing and serving citations and other services, traveling expenses, supplies and office equipment, and for the preparation of sectional plans showing registered land	33,440 00
Total		\$191,500 00

Item		
<i>Pensions for Certain Retired Justices.</i>		
0309-01	For pensions of retired justices of the supreme judicial court and of the superior court, and judges of the probate courts and the land court	\$100,000 00
<i>Service of the District Attorneys.</i>		
District Attorneys, as follows:		
0310-01	For the salaries of the district attorney and assistants for the Suffolk district, including not more than fourteen permanent positions	\$83,200 00
0310-02	For the salaries of the district attorney and assistants for the northern district, including not more than seven permanent positions	38,400 00
0310-03	For the salaries of the district attorney and assistants for the eastern district, including not more than five permanent positions	20,880 00
0310-04	For the salaries of the district attorney, deputy district attorney and assistants for the southeastern district, including not more than five permanent positions	23,040 00
0310-05	For the salaries of the district attorney and assistants for the southern district, including not more than four permanent positions	20,620 00
0310-06	For the salaries of the district attorney and assistants for the middle district, including not more than four permanent positions	18,000 00
0310-07	For the salaries of the district attorney and assistants for the western district, including not more than three permanent positions	12,480 00
0310-08	For the salaries of the district attorney and assistant for the northwestern district, including not more than two permanent positions	7,680 00
0310-09	For traveling expenses necessarily incurred by the district attorneys, except in the Suffolk district, including expenses incurred in previous years	5,000 00
Total		\$229,300 00
<i>Service of the Board of Probation.</i>		
0311-01	For personal services of the commissioner, clerks and stenographers, including not more than forty-six permanent positions	\$113,410 00
0311-02	For services other than personal, including printing the annual report, traveling expenses, rent, office supplies and equipment	9,398 00
Total		\$122,808 00
<i>Service of the Board of Bar Examiners.</i>		
0312-01	For personal services of the members of the board and clerical assistance, including not more than six permanent positions	\$19,700 00
0312-02	For other services, including printing the annual report, traveling expenses, office supplies and equipment	7,490 00
Total		\$27,190 00

Item

Suffolk County Court House.

0318-01	For reimbursing the city of Boston for thirty per cent of the cost of maintenance of the Suffolk County court house, as provided by and subject to the conditions of section six of chapter four hundred and seventy-four of the acts of the year nineteen hundred and thirty-five, to be in addition to any amount heretofore appropriated for the purpose; provided, that this appropriation shall not be construed as fixing the specific amount for which the commonwealth shall be liable on account of said maintenance	\$130,000 00
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Service of the Executive Department.

0401-01	For the salary of the governor	\$20,000 00
0401-02	For the salary of the lieutenant governor	6,000 00
0401-03	For the salaries of the eight councilors	16,000 00
0401-04	For the salaries of officers and employees of the governor's office	72,720 00
0401-05	For certain personal services for the lieutenant governor	11,480 00
0401-06	For certain personal services for the executive council	14,220 00
0401-21	For travel and expenses of the lieutenant governor and council from and to their homes	4,000 00
0401-22	For postage, printing, office and other contingent expenses, including travel, of the governor	20,000 00
0401-23	For postage, printing, stationery, traveling and contingent expenses of the governor and council	6,500 00
0401-24	For the cost of entertainment of distinguished visitors to the commonwealth, for the payment of extraordinary expenses not otherwise provided for; and for transfers to appropriation accounts where the amounts otherwise available are insufficient, with the approval of the governor and council; provided, that not more than fifteen thousand dollars shall be for the cost of entertainment hereinabove mentioned. Requests for such transfers shall be referred by the governor to the commission on administration and finance, which, after investigation, shall submit to the governor its written recommendation as to the amount of funds required, together with pertinent facts relative thereto	100,000 00
0401-25	For certain maintenance expenses of the governor's automobile	1,800 00
0401-31	For the purchase of portraits of governors of the commonwealth, as authorized by section nineteen of chapter eight of the General Laws	3,000 00
0401-90	This item omitted.	
Total		\$275,720 00

Service of the Adjutant General.

0402-01	For the salary of the adjutant general	\$8,800 00
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Item		
0402-02	For personal services and expenses of office assistants, including services for the preparation of records of Massachusetts soldiers and sailors, and including not more than twenty-one permanent positions . . .	\$82,740 00
0402-04	For expenses not otherwise provided for in connection with military matters and accounts	5,300 00
Total	. . . . .	\$96,840 00

Service of the Organized Militia.

0403-01	For allowances to companies and other administrative units, to be expended under the direction of the adjutant general . .	180,000 00
0403-03	For certain allowances for officers of the organized militia, as authorized by paragraph (c) of section one hundred and twenty of chapter thirty-three of the General Laws	62,500 00
0403-05	For pay and expenses of certain camps of instruction	60,000 00
0403-07	For transportation of officers and non-commissioned officers to and from military meetings and regimental and battalion drills	4,000 00
0403-13	For compensation for special and miscellaneous duty and for expenses of operation of the twenty-sixth division; provided, that any provision of law to the contrary notwithstanding, sums not exceeding in the aggregate eight thousand two hundred and fifty dollars may be expended for compensation for two full time positions	23,050 00
0403-14	For compensation for accidents and injuries sustained in the performance of military duty	4,000 00
0403-15	To cover certain small claims for damages to private property arising from military maneuvers	1,500 00
0403-17	For services and expenses of the military reservation located in Barnstable county, including compensation of one commissioner	4,415 00
0403-18	For premiums on bonds for officers	2,000 00
0403-21	For personal services and expenses of maintaining an air national guard	9,000 00
Total	. . . . .	\$350,465 00

Service of the State Quartermaster.

0405-01	For personal services and expenses of the state quartermaster, superintendent of arsenal and certain other employees of the state quartermaster, including not more than seven permanent positions	\$27,755 00
0405-02	For personal services of armorers and assistant armorers of armories of the first class, superintendent of armories, and other employees, including not more than eighty-three permanent positions, and for operating expenses of armories of the first class	535,510 00

Item		
0406-05	For reimbursement for rent and maintenance of armories not of the first class, up to and including June thirtieth, nineteen hundred and fifty	\$28,900 00
0406-06	For expenses of maintaining and operating the Camp Curtis Guild rifle range, including not more than seven permanent positions	24,400 00
0406-09	For personal services and expenses of certain storage and maintenance facilities, including not more than fourteen permanent positions	92,630 00
0406-24	For maintenance expenses of certain national guard aviation facilities	21,710 00
	Total	\$730,905 00

Service of the State Surgeon.

0407-01	For personal services and expenses of the state surgeon, and regular assistants, including not more than three permanent positions	\$23,360 00
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Service of the State Judge Advocate.

0408-01	For compensation of the state judge advocate	\$1,500 00
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Service of the Armory Commission.

0409-01	For compensation of one member and for expenses of the armory commission	\$220 00
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Service of the Commission on Administration and Finance.

0414-01	For personal services of the commissioners, including not more than four permanent positions	\$37,000 00
0414-02	For personal services and expenses of the office of the commissioner of administration, including not more than ten permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of twelve thousand and seventy-nine dollars from the Highway Fund	60,410 00
0414-03	For personal services and expenses of the bureau of the comptroller, including not more than one hundred and fourteen permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of seventy-two thousand four hundred and ninety dollars from the Highway Fund	362,452 00
0414-04	For personal services and expenses of the bureau of the budget commissioner, including not more than seven permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of six thousand three hundred and fifty dollars from the Highway Fund	31,743 00
0414-05	For personal services and expenses of the bureau of the purchasing agent, including not more than sixty-one permanent positions; provided, that the comptroller shall	

Item		
	transfer to the General Fund the sum of thirty-six thousand one hundred and fifty dollars from the Highway Fund	\$180,720 00
0414-06	For personal services and expenses of the division of personnel and standardization, including not more than thirty-seven permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of twenty-six thousand two hundred and fifteen dollars from the Highway Fund	131,085 00
	Total	\$803,410 00
	Telephone service:	
0414-10	For telephone service in the state house and expenses in connection therewith	\$65,000 00
	Purchase of paper:	
0414-11	For the purchase of paper used in the execution of the contracts for state printing, other than legislative, with the approval of the commission on administration and finance	\$54,500 00
	Central mailing room:	
0414-12	For personal services of the central mailing room, including not more than nine permanent positions	\$26,290 00
	Personnel Appeal Boards:	
0414-31	For personal services and expenses of personnel appeal boards, as authorized by chapter four hundred and eighty-five of the acts of nineteen hundred and forty-five	\$2,500 00
	<i>Service of the State Superintendent of Buildings.</i>	
0416-01	For personal services and office expenses of the superintendent and office assistants, including not more than five permanent positions	\$20,610 00
0416-02	For personal services of engineers, assistant engineers, firemen and helpers in the engineer's department, including not more than forty-seven permanent positions	126,730 00
0416-03	For personal services of capitol police, including not more than thirty-one permanent positions	86,460 00
0416-04	For personal services of janitors, including not more than twenty-three permanent positions	48,420 00
0416-05	For other personal services and expenses incidental to the care and maintenance of the state house and of the Ford building, so called, including not more than eighty-one permanent positions	370,840 00
	Total	\$653,060 00
	<i>Service of the State Planning Board.</i>	
0419-01	For personal services and expenses of secretary, chief engineer, and other assistants, including not more than thirteen permanent positions	\$68,348 00

Item		
<i>Special:</i>		
0419-21	For expenses of the New England Interstate Water Pollution Control Commission, as authorized by chapter four hundred and twenty-one of the acts of nineteen hundred and forty-seven, and for compensation and expenses of the commissioners as provided by section four of said chapter	\$6,500 00
<i>Service of the Commissioners on Uniform State Laws.</i>		
0420-01	For expenses of the commissioners	\$750 00
<i>Service of the State Library.</i>		
0423-01	For personal services and expenses of the librarian, regular library assistants, temporary clerical assistance, and for services for cataloguing, including not more than twenty-eight permanent positions; and for books and other publications needed for the library, including necessary binding and rebinding incidental thereto; provided, that contracts or orders for such work shall not be subject to the restrictions prescribed by section one of chapter five of the General Laws	\$98,030 00
<i>Service of the Art Commission.</i>		
0424-01	For expenses of the commission	\$200 00
<i>Service of the Ballot Law Commission.</i>		
0425-01	For compensation and expenses of the commissioners, including not more than three permanent positions	\$3,250 00
<i>Service of the Massachusetts Fair Employment Practice Commission.</i>		
0426-01	For personal services and expenses of the Massachusetts fair employment practice commission, as authorized by chapter three hundred and sixty-eight of the acts of nineteen hundred and forty-six, including not more than eleven permanent positions	\$56,200 00
<i>Service of the Emergency Housing Commission.</i>		
0427-01	For personal services and expenses of the emergency housing commission, as authorized by chapter five hundred and sixty-seven of the acts of nineteen hundred and forty-eight	\$19,200 00
<i>Service of the Outdoor Advertising Authority.</i>		
0428-01	For personal services and expenses of the outdoor advertising authority, as authorized by chapter six hundred and twelve of the acts of nineteen hundred and forty-six, including not more than ten permanent positions	\$35,537 00

Service of the Massachusetts Public Building Commission.

Item		
0429-01	For personal services and other expenses of the Massachusetts public building commission, as authorized by chapter four hundred and sixty-six of the acts of nineteen hundred and forty-seven, including not more than twelve permanent positions	\$50,765 00
	Special:	
0429-03	For the preparation of preliminary plans and descriptive specifications, as authorized by section one of chapter ninety-two A of the General Laws, to be in addition to any amount heretofore appropriated for the purpose	5,000 00

Service of the Massachusetts Aeronautics Commission.

0442-01	For personal services of employees, including not more than seventeen permanent positions, and for administrative expenses, including consultants' services, office rent and other incidental expenses	\$68,220 00
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For the Maintenance of the Mount Greylock War Memorial.

0443-01	For expenses of maintenance of the Mount Greylock War Memorial, as authorized by section forty-seven of chapter six of the General Laws	\$1,427 00
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For the Maintenance of the Old State House.

0444-01	For the contribution of the commonwealth toward the maintenance of the old provincial state house	\$1,500 00
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Service of the Commission on Alcoholism.

0445-01	For personal services and other expenses of the commission on alcoholism, as authorized by chapter five hundred and thirteen of the acts of nineteen hundred and forty-seven	\$9,800 00
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Service of the Youth Service Board.

0446-01	For personal services and expenses of the Youth Service Board, as authorized by chapter three hundred and ten of the acts of nineteen hundred and forty-eight, and including not more than fifty-three permanent positions	\$451,661 00
	Instruction in public schools:	
0446-20	For reimbursement of cities and towns for tuition of children attending the public schools	7,500 00
	For the maintenance of and for certain improvements at the institutions under the control of the Youth Service Board, with the approval of said Board:	
0446-40	Industrial school for boys, including not more than one hundred and twenty-five permanent positions	392,405 00

Item		
0446-60	Industrial school for girls, including not more than ninety-five permanent positions	\$315,400 00
0446-80	Lyman school for boys, including not more than one hundred and forty-nine permanent positions	570,200 00
	Total	<u>\$1,737,166 00</u>

Service of the Airport Management Commission.

0460-00	For personal services and expenses of the Airport Management Commission, as authorized by chapter six hundred and thirty-seven of the acts of nineteen hundred and forty-eight, including not more than eleven permanent positions	\$58,050 00
0461-00	For personal services and expenses of operating the Logan Airport, including not more than one hundred and ten permanent positions	579,755 00
0463-00	For personal services and expenses of operating the Hanscom field, including not more than twenty-six permanent positions	112,670 00
	Total	<u>\$750,475 00</u>

Specials:

0463-21	This item omitted.	
0463-22	For certain improvements at the Hanscom field which have been approved by the proper federal authorities, to be included in federal aid programs	\$85,000 00
0463-23	This item omitted.	
0463-24	For the resurfacing of runways at the Hanscom field; provided, that any portion of the sum herein appropriated may also be used for matching federal funds	50,000 00
	Total	<u>\$135,000 00</u>

Service of the Secretary of the Commonwealth.

0501-01	For the salary of the secretary	\$8,000 00
0501-02	For personal services and expenses of the office of the secretary, including not more than sixty-seven permanent positions	242,296 00
0502-01	For the purchase of certain supplies, equipment and repairs necessary in connection with the reproduction of the manuscript collection designated "Massachusetts Archives", and for the furnishing of photostatic copies of corporation papers, election papers and acts and resolves	8,706 00
0502-02	For the purchase and distribution of copies of certain journals of the house of representatives of Massachusetts Bay from seventeen hundred and fifteen to seventeen hundred and eighty, inclusive, as authorized by chapter four hundred and thirteen of the acts of nineteen hundred and twenty	1,650 00
	Total	<u>\$260,652 00</u>

For printing laws, etc.:

0503-01	For printing and distributing the pamphlet edition and for printing and binding the	
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Item		
	blue book edition of the acts and resolves of the year nineteen hundred and fifty, to be in addition to any amount heretofore appropriated for the purpose	\$33,675 00
0503-02	For the printing of reports of decisions of the supreme judicial court, to be in addition to any amount heretofore appropriated for the purpose	12,057 00
0503-03	For printing and binding public documents, to be in addition to any amount heretofore appropriated for the purpose	4,500 00
	Total	<hr/> \$50,232 00
	For matters relating to elections:	
0504-01	For personal services and expenses for preparing, printing and distributing ballots, and other miscellaneous expenses for primary and other elections, including not more than three permanent positions	\$157,278 00
	Medical Examiners' Fees:	
0505-01	For medical examiners' fees, as provided by law	\$1,500 00
	Commission on Interstate Co-operation:	
0506-01	For personal services and expenses of the commission, including travel, as authorized by sections twenty-one to twenty-four, inclusive, of chapter nine of the General Laws, and including not more than two permanent positions	\$22,075 00
	<i>Service of the Treasurer and Receiver-General.</i>	
0601-01	For the salary of the treasurer and receiver-general	\$7,000 00
0601-02	For personal services and expenses of the office of the treasurer and receiver-general, including not more than thirty-nine permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of thirty-six thousand one hundred and thirty dollars from the Highway Fund	180,680 00
	Total	<hr/> \$187,680 00
	Commissioners on Firemen's Relief:	
0602-01	For relief disbursed, with the approval of the commissioners on firemen's relief, subject to the provisions of law, and for expenses of administration by the commissioners on firemen's relief	\$15,300 00
	State Board of Retirement:	
0604-01	For personal services and expenses in the administrative office of the state board of retirement, including not more than thirteen permanent positions	\$36,620 00
0604-03	For the payment of the commonwealth's share in financing the state employees' retirement system, as provided by chapter six hundred and fifty-eight of the acts of nineteen hundred and forty-five; provided,	

Item

that the comptroller shall transfer to the General Fund the sum of seventy-two thousand five hundred dollars from the Highway Fund \$1,450,000 00

Total \$1,486,620 00

Service of the Emergency Finance Board.

0605-01 For administrative expenses of the emergency finance board, including not more than seven permanent positions . . . \$7,500 00

Service of the Auditor of the Commonwealth.

0701-01 For the salary of the auditor . . . \$7,000 00

0701-02 For personal services and expenses of the office of the auditor, including not more than thirty-five permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of twenty-four thousand eight hundred and fifty dollars from the Highway Fund . . . 148,480 00

Total \$155,480 00

Service of the Attorney General's Department.

0801-01 For the salary of the attorney general . . \$10,000 00

0801-02 For personal services and expenses of the office of the attorney general, including not more than forty-two permanent positions . . . 219,850 00

0802-01 For the settlement of certain claims, as provided by law, on account of damages by cars owned by the commonwealth and operated by state employees . . . 8,000 00

0802-02 For the settlement of certain small claims, as authorized by sections three A and three B of chapter twelve of the General Laws . . . 7,000 00

Total \$244,850 00

Special:

0803-08 For a contribution to the National Association of Attorneys General, to be in addition to any amount heretofore appropriated for the purpose \$1,000 00

Special Investigation:

0803-10 For personal services and expenses of hearings and special pleadings, including legal assistants and stenographic services as needed in litigations, re. New York, New Haven & Hartford Railroad (Old Colony Division); provided, that no salaries or expenses of permanent employees shall be charged to this item \$7,500 00

Service of the Department of Agriculture.

0901-01 For the salary of the commissioner . . . \$7,000 00

0901-02 For personal services and expenses, including not more than twenty-three permanent positions 90,849 00

Item		
0901-11	For compensation and expenses of members of the advisory board	\$560 00
0901-21	For personal services and expenses of apiary inspection, including not more than one permanent position	4,000 00
0901-22	For personal services and expenses of a program of soil conservation, as authorized by chapter five hundred and thirty-one of the acts of nineteen hundred and forty-five; provided, that no compensation or expenses of the supervisors referred to in said chapter shall be chargeable to this item	500 00
	Total	\$102,909 00
	Division of Dairying and Animal Husbandry:	
0905-01	For personal services and expenses of the division, including the enforcement of the dairy laws of the commonwealth, and including not more than nine permanent positions	\$42,980 00
0905-03	For administering the law relative to the inspection of barns and dairies by the department of agriculture, including not more than fourteen permanent positions	67,435 00
	Total	\$110,415 00
	Milk Control Board:	
0906-01	For personal services and expenses of members of the board and their employees, including not more than seventy-five permanent positions	\$277,860 00
	Division of Livestock Disease Control:	
0907-01	For personal services and expenses of the office of the director, including not more than twenty-eight full-time permanent positions and not more than fifty permanent intermittent positions	\$146,455 00
0907-06	For reimbursement of owners of horses killed during the year nineteen hundred and fifty and previous years, travel, when allowed, of inspectors of animals, incidental expenses of killing and burial, quarantine and emergency services, and for laboratory and veterinary supplies and equipment	4,660 00
0907-07	For reimbursement of owners of tubercular cattle killed, as authorized by section twelve A of chapter one hundred and twenty-nine of the General Laws, and in accordance with certain provisions of law and agreements made under authority of section thirty-three of said chapter one hundred and twenty-nine during the year nineteen hundred and fifty and the previous year, to be in addition to any amount heretofore appropriated for the purpose	45,000 00
	Total	\$196,115 00
	Reimbursement of towns for inspectors of animals:	
0907-08	For the reimbursement of certain towns for compensation paid to inspectors of animals	\$4,000 00

Item		
	Division of Markets:	
0908-01	For personal services and expenses, including not more than twelve permanent positions	\$61,700 00
	Division of Plant Pest Control and Fairs:	
0909-01	For personal services and expenses, including not more than three permanent positions	\$48,885 00
	State Reclamation Board:	
0910-01	For expenses of the board, including not more than four permanent positions	\$13,900 00
<i>Service of the Department of Conservation.</i>		
1001-01	For the salary of the commissioner	\$7,000 00
1001-02	For personal services and expenses of the office of the commissioner, including not more than sixteen permanent positions	101,002 00
1001-31	For personal services, including not more than seven permanent positions, and for other expenses incidental to the suppression of insect pests and shade tree diseases, including gypsy and brown tail moths and Japanese beetles, and for reimbursement to cities and towns of a proportion of their expenses for such work, as provided by law	94,619 00
Total		<hr/> \$202,621 00
Division of Forestry (it is hereby provided that federal funds received as reimbursements under the following items are to be credited to the General Fund as income from the division of forestry):		
1002-01	For personal services and expenses of the office of the director, including not more than five permanent positions	\$17,970 00
1002-11	For aiding towns in the purchase of equipment for extinguishing forest fires, and for making protective belts or zones as a defense against forest fires, for the year nineteen hundred and fifty and for previous years	1,000 00
1002-12	For personal services of the state fire warden and his assistants, and for other services, including traveling expenses of the state fire warden and his assistants, necessary supplies and equipment and materials used in new construction in the forest fire prevention service, including not more than sixteen permanent positions	257,230 00
1002-14	For the expenses of forest fire patrol, as authorized by section twenty-eight A of chapter forty-eight of the General Laws	36,727 00
1002-15	For reimbursement to certain towns, as authorized by section twenty-four of said chapter forty-eight	1,000 00
1002-18	For personal services and expenses, including not more than two permanent positions, in connection with establishing forest cutting practices, as authorized by chapter five hundred and thirty-nine of the acts of nineteen hundred and forty-three	7,695 00
1002-21	For the development of state forests, including not more than seventeen permanent	

Item		
	positions, and including salaries and expenses of foresters and the cost of maintenance of such nurseries as may be necessary for the planting of state forests, as authorized by sections one, six, nine and thirty to thirty-six, inclusive, of chapter one hundred and thirty-two of the General Laws	\$192,380 00
1002-26	For personal services and expenses in connection with certain farm forestry projects in co-operation with the United States Forest Service and the county of Berkshire; provided, that no expenditure shall be made under this item until the county of Berkshire shall have deposited the sum of one thousand three hundred and twenty-five dollars in the state treasury for this project	5,300 00
1002-27	For personal services and expenses in connection with certain farm forestry projects in co-operation with the United States Forest Service and the county of Essex; provided, that no expenditure shall be made under this item until the county of Essex shall have deposited the sum of one thousand three hundred and twenty-five dollars in the state treasury for this project	5,300 00
	Total	\$524,602 00
	Specials:	
1002-41	For the purchase and installation of new radio equipment in certain observation towers	\$13,200 00
1002-44	For the purchase of fire trucks	35,000 00
1002-45	This item included in item 1001-02.	
	Total	\$48,200 00
	Division of Law Enforcement:	
1003-01	For personal services and expenses of the office of the director, including not more than five permanent positions	\$15,580 00
1003-02	For personal services and expenses of the administration and enforcement of laws relative to shellfish and other marine fisheries, and for regulating the sale and cold storage of fresh food fish, including not more than sixteen permanent positions	94,705 00
1003-03	For personal services and expenses of conservation officers, including not more than thirty-nine permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of eighty-three thousand four hundred and fifty-five dollars from the Inland Fisheries and Game Fund	166,910 00
	Total	\$277,195 00
	Division of Marine Fisheries:	
1004-70	For personal services and expenses of the office of the director, including not more than eight permanent positions, and including personal services and expenses required in connection with the activities	

Item		
	provided for under items 1004-84 and 1004-85	\$43,667 00
1004-73	For expenses of the advisory board of the division of marine fisheries, as authorized by chapter six hundred and fifty-one of the acts of nineteen hundred and forty-eight	1,500 00
1004-84	For the reimbursement to certain coastal cities and towns of a part of the cost of projects for the propagation of shellfish, as authorized by section twenty of chapter one hundred and thirty of the General Laws; provided, that the expenditure by said cities and towns of funds herein provided shall not be subject to appropriation as required by section fifty-three of chapter forty-four of the General Laws	12,500 00
1004-85	For the reimbursement to certain coastal cities and towns of a part of the cost of projects for the suppression of enemies of shellfish, as authorized by section twenty of chapter one hundred and thirty of the General Laws; provided, that the expenditure by said cities and towns of funds herein provided shall not be subject to appropriation as required by section fifty-three of chapter forty-four of the General Laws	7,500 00
1004-87	For the cost of construction and improvement of certain fishways, as provided by law	13,060 00
1004-90	For services and expenses of the Atlantic States Marine Fisheries Commission, as authorized by chapter four hundred and eighty-nine of the acts of nineteen hundred and forty-one	4,800 00
1004-91	For bounties on seals	450 00
1004-93	For experimental work with and consultant services of the Woods Hole Oceanographic Institute, for the purpose of increasing the supply of shellfish in the commonwealth	20,000 00
	Total	\$103,477 00

Service of the Department of Banking and Insurance.

Division of Banks:		
1101-01	For the salary of the commissioner	\$8,500 00
1101-02	For personal services and expenses, including not more than one hundred and sixty permanent positions	687,865 00
	Total	\$696,365 00
Supervisor of Loan Agencies:		
1102-01	For personal services and expenses, including not more than seven permanent positions	\$21,543 00
Division of Insurance:		
1103-01	For the salary of the commissioner	\$8,500 00
1103-02	For other personal services and expenses of the division, including expenses of the board of appeal and certain other costs of supervising motor vehicle liability insurance, and including not more than two hundred and nineteen permanent positions;	

Item		
	provided, that the comptroller shall transfer to the General Fund the sum of one hundred and thirty-three thousand dollars from the Highway Fund; and it is further provided that contracts or orders for the purchase of statement blanks for the making of annual reports to the commissioner of insurance shall not be subject to the restrictions prescribed by section one of chapter five of the General Laws .	\$790,425 00
	Total	\$798,925 00
1105-01	Division of Savings Bank Life Insurance: For personal services and expenses, including not more than thirty permanent positions	\$100,950 00
<i>Service of the Department of Corporations and Taxation.</i>		
1201-01	For the salary of the commissioner . . .	\$9,500 00
1201-02	For personal services of the corporations and tax divisions, the division of field investigation and temporary taxes, the administration of an excise tax on meals and the income tax division, including not more than six hundred and eleven permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of ninety-five thousand dollars from the Highway Fund, the sum of one hundred and four thousand two hundred dollars from amounts collected under chapter sixty-four B of the General Laws and the sum of nine hundred and fifty-four thousand one hundred and twenty dollars from the receipts of the income tax	1,639,610 00
1201-03	For other services and expenses of the corporations and tax divisions, including necessary office supplies and equipment, travel, and for printing the annual report; provided, that the comptroller shall transfer to the General Fund the sum of sixteen thousand five hundred and seventy dollars from the Highway Fund . . .	82,870 00
1201-12	For expenses other than personal services of the division of field investigation and temporary taxes	18,155 00
1201-22	For expenses other than personal services for the administration of an excise on meals the sum of twenty-nine thousand three hundred dollars is hereby appropriated from the General Fund; provided, that a sum equivalent to the expenditures under this item shall be transferred to the General Fund from amounts collected under chapter sixty-four B of the General Laws	29,300 00
1202-02	For services other than personal of the income tax division, including traveling expenses, office supplies and equipment and rent, the sum of two hundred and seventy-four thousand six hundred and seventy-five dollars is hereby appropriated from the General Fund; provided, that	

Item	a sum equivalent to the expenditures from this item shall be transferred to the General Fund from receipts from the income tax	\$274,675 00
	Total	\$2,054,110 00
	Division of Accounts:	
1203-01	For personal services, including not more than one hundred and eighteen permanent positions, partly chargeable to item 1203-11, and for expenses	\$477,285 00
1203-11	For services and expenses of auditing and installing systems of municipal accounts, the cost of which is to be assessed upon the municipalities for which the work is done	49,600 00
1203-12	For the expenses of certain books, forms and other material, which may be sold to cities and towns requiring the same for maintaining their system of accounts	40,000 00
1203-21	For the administrative expenses of the county personnel board, including not more than six permanent positions	13,350 00
	Total	\$580,235 00
	Appellate Tax Board:	
1204-01	For personal services and expenses of the members of the board and employees, including not more than twenty-eight permanent positions	\$143,294 00
	Reimbursement of loss of taxes:	
1205-01	For reimbursing cities and towns for loss of taxes on land used for state institutions and certain other state activities, as certified by the commissioner of corporations and taxation for the calendar year nineteen hundred and forty-nine, and for the reimbursement of certain towns as authorized by section seventeen B of chapter fifty-eight of the General Laws	\$250,000 00
	<i>Service of the Department of Education.</i>	
1301-01	For the salary of the commissioner	\$11,000 00
1301-02	For personal services and expenses, including not more than sixty permanent positions	232,762 00
1301-06	For printing school registers and other school blanks for cities and towns	6,000 00
1301-07	For expenses of holding teachers' institutes	1,500 00
1301-08	For aid to certain pupils in state teachers' colleges, under the direction of the department of education	4,000 00
1301-10	For the maintenance and operation of the state building on Newbury street, Boston, including not more than four permanent positions	26,430 00
1301-17	For expenses in connection with the National Education Association Convention to be held in Boston during the fiscal year nineteen hundred and fifty	2,500 00
1301-18	For personal services and other expenses required for the operation of an agency for surplus property	13,650 00

Item		
1301-19	For reimbursement to cities and towns of a portion of the cost of a program for extended school services for certain children of certain employed mothers, as authorized by sections twenty-six A to twenty-six F, inclusive, of chapter seventy-one of the General Laws, as amended	\$20,000 00
1301-20	For personal services and expenses of the Board of Education, as authorized by chapter six hundred and fifty-two of the acts of nineteen hundred and forty-seven, and including not more than two permanent positions	7 810 00
1301-21	For personal services and expenses of the school building assistance commission, as authorized by chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight	56,979 00
1301-22	For personal services and expenses in connection with the federal community school lunch program so called; provided, that notwithstanding any other provision of law, persons employed hereunder shall not be subject to the civil service laws or the rules and regulations made thereunder, nor to the laws regarding pensions and retirement, but their employment and salary rates shall be subject to the approval of the division of personnel and standardization	67,329 00
1301-25	For expenses of the Board of Collegiate Authority, as authorized by section three A of chapter fifteen of the General Laws	1,500 00
1301-26	For the cost of preparation, printing and distribution of courses of study for elementary grades in certain subjects, including science to be in addition to any amount heretofore appropriated for the purpose	1,500 00
1301-27	For personal services and expenses of a summer school to be conducted at Hyannis or elsewhere, with the approval of the commissioner of education	6,320 00
Total		\$459,280 00
Division of Vocational Education		
1301-31	For the training of teachers for vocational schools, to comply with the requirement of federal authorities under the provisions of the Smith-Hughes act so called, including not more than twenty permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$41,936 00
Division of Vocational Rehabilitation:		
1301-32	For the expenses of promotion of vocational rehabilitation in co-operation with the federal government	\$100,000 00
1301-33	For aid to certain persons receiving instruction in the courses for vocational rehabilitation, as authorized by section twenty-two B of chapter seventy-four of the General Laws	10,000 00
Total		\$110,000 00

Item		
	Education of deaf and blind pupils:	
1301-41	For the education of deaf and blind pupils of the commonwealth, as provided by section twenty-six of chapter sixty-nine of the General Laws	\$584,684 00
	Reimbursement and aid:	
1301-51	For assisting small towns in providing themselves with school superintendents, as provided by law	\$95,000 00
1301-52	This item omitted.	
1301-53	For the reimbursement of certain towns for the transportation of pupils attending high schools outside the towns in which they reside, as provided by law; provided, that a sum equivalent to the expenditures under this item be transferred to the General Fund from the receipts of the income tax	1,400,000 00
1301-54	For the reimbursement of certain cities and towns for a part of the expenses of maintaining agricultural and industrial vocational schools, as provided by law	2,792,193 00
1301-55	For reimbursement of certain cities and towns for adult English-speaking classes	75,000 00
1301-56	For reimbursement of certain cities and towns for part of the cost of construction of school projects, as authorized by chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight; provided, that a sum equivalent to the expenditures under this item be transferred to the General Fund from the receipts of the income tax	600,000 00
	Total	\$4,962,193 00
	University Extension Courses:	
1301-61	For personal services and expenses, including not more than forty-seven permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and fifty-six thousand dollars from the Veterans' Services Fund	\$312,045 00
	English-speaking classes for adults:	
1301-64	For personal services and expenses of administration, including not more than two permanent positions	\$9,425 00
	Division of Immigration and Americanization:	
1302-01	For personal services and expenses, including not more than nineteen permanent positions	\$64,825 00
	Division of Public Libraries:	
1303-01	For personal services and expenses, including not more than eighteen permanent positions, and for the purchase of books and other publications, and for the cost of binding and rebinding; provided, that contracts or orders for such work shall not be subject to the restrictions prescribed by section one of chapter five of the General Laws	\$70,965 00
	Division of the Blind:	
1304-01	For general administration, furnishing information, industrial and educational aid,	

Item		
	and for carrying out certain provisions of the laws establishing said division, including not more than twenty-six permanent positions	\$87,355 00
1304-06	For instruction of the adult blind in their homes, including not more than fourteen permanent positions	34,400 00
1304-08	For aiding the adult blind, subject to the conditions provided by law, including the cost of certain medical assistance and supplies	619,650 00
1304-10	For expenses of administering and operating the services of piano tuning and mattress renovating under section twenty-five of chapter sixty-nine of the General Laws	35,000 00
1304-11	For personal services and other expenses in connection with the operation of local shops, including not more than eight permanent positions	112,595 00
1304-13	For personal services and other expenses in connection with the operation of the Woolson House industries, including not more than two permanent positions	66,175 00
1304-15	For the operation of the salesroom and other expenses in connection with the sale of materials made by blind persons, including not more than two permanent positions	27,690 00
1304-16	For personal services and other expenses in connection with the operation of certain industries for men, including not more than seven permanent positions	262,640 00
	Total	<u>\$1,245,505 00</u>
	Reimbursement:	
1304-27	For expenses of providing sight-saving classes, with the approval of said division	\$20,000 00
	Special:	
1304-28	For expenses of promotion of vocational rehabilitation in co-operation with the federal government	\$15,000 00
	Teachers' Retirement Board:	
1305-01	For personal services and expenses, including not more than twenty-four permanent positions	\$69,295 00
1305-08	For the payment of the commonwealth's share in financing the teachers' retirement system, as provided by chapter six hundred and fifty-eight of the acts of nineteen hundred and forty-five	3,890,000 00
	Total	<u>\$3,959,295 00</u>
	Reimbursement:	
1305-04	For reimbursement of certain cities and towns for pensions to retired teachers	\$625,000 00
	Massachusetts Maritime Academy:	
1306-01	For personal services and expenses of administration, including not more than two permanent positions	\$8,224 00

Item		
1306-10	For the maintenance of the academy and ship, including not more than fifty-six permanent positions, with the approval of the commissioner of education . . .	\$338,425 00
	Total	\$346,649 00
	For the maintenance of and for certain improvements at the following state teachers' colleges, and the boarding halls attached thereto, with the approval of the commissioner of education:	
1307-00	State teachers' college at Bridgewater, including not more than sixty-six permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of thirty-four thousand four hundred and forty dollars from the Veterans' Services Fund . . .	\$312,950 00
1307-21	State teachers' college at Bridgewater, boarding hall, including not more than thirty-two permanent positions . . .	132,790 00
1307-32	This item omitted.	
1307-33	This item omitted.	
1308-00	State teachers' college at Fitchburg, including not more than sixty-four permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and eight thousand four hundred dollars from the Veterans' Services Fund . . .	318,790 00
1308-21	State teachers' college at Fitchburg, boarding hall, including not more than ten permanent positions . . .	77,380 00
1309-00	State teachers' college at Framingham, including not more than sixty-six permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of two thousand seven hundred and sixty dollars from the Veterans' Services Fund . . .	250,395 00
1309-21	State teachers' college at Framingham, boarding hall, including not more than thirty-two permanent positions . . .	116,460 00
1311-00	State teachers' college at Lowell, including not more than thirty-seven permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of eleven thousand six hundred and sixty dollars from the Veterans' Services Fund . . .	129,565 00
1312-00	State teachers' college at North Adams, including not more than twenty-eight permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of thirty thousand six hundred dollars from the Veterans' Services Fund . . .	118,130 00
1312-21	State teachers' college at North Adams, boarding hall, including not more than four permanent positions . . .	17,325 00
	Special:	
1312-32	For certain repointing and masonry repairs to buildings	5,000 00
	Special:	
1312-33	For certain rewiring	3,000 00

Item		
	Special:	
1312-34	For the renovation of roofs	\$15,000 00
	Special:	
1312-35	For certain exterior painting	10,000 00
1313-00	State teachers' college at Salem, including not more than fifty permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of twenty-five thousand seven hundred and sixty-seven dollars from the Veterans' Services Fund	197,630 00
	Special:	
1313-37	For the resurfacing of tennis courts	6,000 00
1314-00	State teachers' college at Westfield, including not more than thirty-one permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of twenty-nine thousand four hundred and sixty dollars from the Veterans' Services Fund	111,755 00
1314-21	State teachers' college at Westfield, boarding hall, including not more than two permanent positions	5,510 00
1315-00	State teachers' college at Worcester, including not more than forty-two permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of nineteen thousand four hundred and twenty-five dollars from the Veterans' Services Fund	146,055 00
1321-00	Massachusetts School of Art, including not more than twenty-eight permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of forty-three thousand four hundred and forty-five dollars from the Veterans' Services Fund	183,320 00
	Special:	
1321-22	For the repair and replacement of certain steam lines	15,000 00
	Total	<u>\$2,172,055 00</u>
	Textile Institutes:	
1331-00	For the maintenance of the Bradford Durfee technical institute of Fall River, with the approval of the commissioner of education and the trustees, including not more than twenty-two permanent positions, and including the sum of ten thousand dollars which is to be assessed upon the city of Fall River as a part of the charges to be paid by said city to the commonwealth in the calendar year nineteen hundred and forty-nine; provided, that the comptroller shall transfer to the General Fund the sum of sixty-two thousand nine hundred and twenty-five dollars from the Veterans' Services Fund	\$174,310 00
1332-00	For the maintenance of the Lowell textile institute, with the approval of the commissioner of education and the trustees, includ-	

Item

ing not more than ninety-one permanent positions, and including the sum of ten thousand dollars which is to be assessed upon the city of Lowell as a part of the charges to be paid by said city to the commonwealth in the calendar year nineteen hundred and forty-nine; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and eighty-four thousand eight hundred and thirty-six dollars from the Veterans' Services Fund \$581,300 00

Special:

1332-37 For expenses in connection with a research project for which the commonwealth will be fully reimbursed by the United States Department of Agriculture, under a contract approved by the commission on administration and finance, entitled "Improvement of Cotton Warp Yarns for Carpets" \$25,000 00

1333-00 For the maintenance of the New Bedford textile institute, with the approval of the commissioner of education and the trustees, including not more than thirty-three permanent positions, and including the sum of ten thousand dollars which is to be assessed upon the city of New Bedford as a part of the charges to be paid by said city to the commonwealth in the calendar year nineteen hundred and forty-nine; provided, that the comptroller shall transfer to the General Fund the sum of ninety-eight thousand nine hundred dollars from the Veterans' Services Fund 180,095 00

1333-39 This item omitted.

Total \$960,705 00

University of Massachusetts:

1341-00 For the maintenance of the University of Massachusetts, with the approval of the trustees, including not more than seven hundred and seventy-two permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one million eight hundred and thirty-six thousand three hundred dollars from the Veterans' Services Fund; and from the amount herein appropriated sums not exceeding in the aggregate five hundred dollars are hereby authorized to be expended for experimental purposes in connection with the cultivation of beach plums, as authorized by chapter five hundred and thirty-four of the acts of nineteen hundred and forty-one \$4,338,715 00

Service of the Department of Civil Service and Registration.

Division of Civil Service:

1402-01 For the salary of the director and for the compensation of members of the commission \$21,000 00

Item		
1402-02	For other personal services and expenses of the division, including not more than one hundred and seventy-one permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of eighty-four thousand forty dollars from the Highway Fund	\$504,250 00
1402-21	For expenses of hearings as authorized by section one of chapter six hundred and sixty-seven of the acts of nineteen hundred and forty-five	1,000 00
	Total	\$526,250 00
Division of Registration:		
1403-01	For the salary of the director	\$3,400 00
1403-02	For personal services and expenses of the division, including not more than forty-one permanent positions	146,955 00
Board of Registration in Medicine:		
1404-01	For personal services and expenses of the members of the board, including not more than seven permanent positions	6,800 00
Board of Dental Examiners:		
1405-01	For personal services and expenses of the members of the board, including not more than five permanent positions, and for the enforcement of the registration law	4,900 00
1405-03	This item included in item 1405-01.	
Board of Registration in Chiropody:		
1406-01	For personal services and expenses of members of the board, including not more than five permanent positions	1,200 00
Board of Registration in Pharmacy:		
1407-01	For personal services of members of the board, including not more than five permanent positions	4,300 00
1407-02	For personal services of agents and investigators, including not more than four permanent positions	18,324 00
Board of Registration of Nurses:		
1408-01	For personal services and expenses of the members of the board, and of the appointive members of the approving authority, including not more than ten permanent positions	4,410 00
Board of Registration in Embalming and Funeral Directing:		
1409-01	For personal services and expenses of members of the board, including not more than three permanent positions	6,400 00
1409-03	This item omitted.	
Board of Registration in Optometry:		
1410-01	For personal services and expenses of members of the board, including not more than five permanent positions	2,250 00

Item		
	Board of Registration in Veterinary Medicine:	
1411-01	For personal services and expenses of members of the board, including not more than five permanent positions	\$2,265 00
	Board of Registration of Professional Engineers and of Land Surveyors:	
1412-01	For travel and other necessary expenses	4,210 00
	Board of Registration of Architects:	
1413-01	For personal services and expenses of members of the board, including not more than five permanent positions	3,470 00
	Board of Registration of Certified Public Accountants:	
1414-01	For personal services and expenses of members of the board, including not more than five permanent positions	7,535 00
	State Examiners of Electricians:	
1416-01	For personal services and traveling expenses of members of the board, including not more than two permanent positions	5,900 00
	State Examiners of Plumbers:	
1417-01	For personal services and traveling expenses of members of the board, including not more than three permanent positions	3,650 00
	Board of Registration of Barbers:	
1420-01	For personal services and expenses of members of the board and assistants, including not more than eight permanent positions	29,667 00
	Board of Registration of Hairdressers:	
1421-01	For personal services and expenses of members of the board and assistants, including not more than seventeen permanent positions	53,375 00
	Total	<hr/> \$309,011 00
	<i>Service of the Department of Industrial Accidents.</i>	
1501-01	For personal services of members of the board, including not more than nine permanent positions	\$63,500 00
1501-02	For other personal services and expenses, including not more than one hundred and twenty-five permanent positions	383,135 00
1501-05	For expenses of impartial examinations for the year nineteen hundred and fifty and the previous year	60,000 00
	Total	<hr/> \$506,635 00
	Division of Self Insurance:	
1501-21	For personal services and other expenses of the division, as authorized by chapter sixty of the acts of nineteen hundred and forty-five, including not more than six permanent positions	\$20,835 00

Item		<i>Service of the Department of Labor and Industries.</i>	
1601-01	For personal services and expenses of general administration, including not more than ten permanent positions	\$47,490 00	
1601-02	For personal services and expenses of the inspectional services, including not more than seventy-three permanent positions	281,920 00	
1601-31	For personal services and expenses of the division of occupational hygiene, including not more than ten permanent positions	40,140 00	
1601-41	For personal services and expenses of the statistical service, including not more than thirty-six permanent positions	112,040 00	
1601-51	For personal services and expenses of the division on necessities of life, including not more than five permanent positions	16,595 00	
1601-53	For personal services and other expenses in administering sections two hundred and ninety-five A to two hundred and ninety-five O, inclusive, of chapter ninety-four of the General Laws, relating to the advertising and sale of motor fuel at retail, including not more than twelve permanent positions	42,810 00	
1601-61	For personal services and expenses of the board of conciliation and arbitration, including not more than ten permanent positions	55,230 00	
1601-71	For personal services and expenses of the minimum wage service, including compensation and expenses of wage boards, and including not more than twenty-eight permanent positions	95,545 00	
1601-81	For personal services and expenses for the division of standards, including not more than seventeen permanent positions	65,950 00	
Total		\$757,720 00	
Massachusetts Development and Industrial Commission:			
1603-01	For personal services and expenses, and for the promotion and development of the industrial, agricultural and recreational resources of the commonwealth, including not more than twelve permanent positions	\$215,045 00	
Labor Relations Commission:			
1604-01	For personal services and administrative expenses, including not more than twenty permanent positions	\$87,065 00	
		<i>Service of the Department of Mental Health.</i>	
1701-01	For the salary of the commissioner	\$12,000 00	
1701-02	For personal services and expenses, including not more than ninety-two permanent positions, and including transportation, medical examinations and boarding out of patients and certain feeble-minded persons	462,625 00	
Total		\$474,625 00	

Item		
	Division of Mental Hygiene:	
1702-00	For personal services and expenses, including not more than sixty-nine permanent positions	\$241,630 00
	For the maintenance of and for certain improvements at the following institutions under the control of the Department of Mental Health:	
1710-00	Boston psychopathic hospital, including not more than one hundred and eighty-three permanent positions	\$631,090 00
1711-00	Boston state hospital, including not more than seven hundred and seventy permanent positions	2,717,610 00
1712-00	Danvers state hospital, including not more than six hundred and fifty-six permanent positions	2,082,855 00
1713-00	Foxborough state hospital, including not more than three hundred and eighty-nine permanent positions	1,290,601 00
1714-00	Gardner state hospital, including not more than three hundred and ninety-three permanent positions	1,293,095 00
1715-00	Grafton state hospital, including not more than five hundred and twenty-three permanent positions	1,710,770 00
1716-00	Medfield state hospital, including not more than five hundred and twenty-eight permanent positions	1,694,970 00
1717-00	Metropolitan state hospital, including not more than four hundred and eighty-seven permanent positions	1,710,670 00
1718-00	Northampton state hospital, including not more than five hundred and sixteen permanent positions	1,806,960 00
1719-00	Taunton state hospital, including not more than five hundred and thirty-seven permanent positions	1,786,940 00
1720-00	Westborough state hospital, including not more than four hundred and eighty-two permanent positions	1,597,470 00
1721-00	Worcester state hospital, including not more than six hundred and eighty-three permanent positions	2,366,517 00
1722-00	Monson state hospital, including not more than four hundred and fifty-seven permanent positions	1,512,826 00
1723-00	Belchertown state school, including not more than three hundred and fifty-one permanent positions	1,220,320 00
1723-21	This item postponed.	
1724-00	Walter E. Fernald state school, including not more than five hundred and thirty-seven permanent positions	1,820,376 00
1724-22	This item postponed.	
1725-00	Wrentham state school, including not more than four hundred and forty-two permanent positions	1,538,190 00
1725-27	This item postponed.	
1726-00	State school at Camp Myles Standish, so-called, including not more than two hundred and forty-four permanent positions	913,560 00
	Total	\$27,694,820 00

Service of the Department of Correction.

Item		
1801-01	For the salary of the commissioner	\$8,000 00
1801-02	For personal services and expenses, including not more than twenty-five permanent positions	93,400 00
	Total	\$101,400 00
	Division of Classification of Prisoners:	
1801-08	For expenses of the division hereby authorized, including not more than eleven permanent positions; provided, that the persons employed hereunder shall not be subject to civil service laws or the rules and regulations made thereunder	\$36,880 00
	Parole Board:	
1801-21	For personal services and expenses, including not more than forty-three permanent positions	\$168,385 00
	For the maintenance of and for certain improvements at the following institutions under the control of the Department of Correction:	
1802-00	State farm, including not more than four hundred and fifty-three permanent positions	\$1,861,890 00
1803-00	State prison, including not more than one hundred and fifty-seven permanent positions	726,765 00
1805-00	Massachusetts reformatory, including not more than two hundred and one permanent positions	934,040 00
1806-00	Reformatory for women, including not more than one hundred and twenty permanent positions	525,530 00
1807-00	State prison colony, including not more than two hundred and twenty-three permanent positions	980,480 00
	Total	\$5,028,705 00

Service of the Department of Public Welfare.

	Administration:	
1901-01	For the salary of the commissioner	\$8,000 00
1901-02	For personal services and expenses, including not more than thirty-six permanent positions	123,710 00
	Total	\$131,710 00
	Special:	
1901-22	For personal services and expenses in connection with the federal program for distribution of surplus commodities; provided, that notwithstanding any other provision of law persons employed hereunder shall not be subject to the civil service laws or the rules and regulations made thereunder, nor to the laws regarding pensions and retirement, but their employment and salary rates shall be subject to approval of the division of personnel and standardization	\$10,105 00

Item		
	Division of Aid and Relief:	
1904-01	For personal services and expenses, including not more than one hundred and three permanent positions	\$300,740 00
	Division of Child Guardianship:	
1906-01	For personal services and expenses, including not more than two hundred and seven permanent positions	\$611,300 00
1906-03	For the care and maintenance of children, including not more than two permanent positions	2,999,690 00
	Total	<u>\$3,610,990 00</u>

	Tuition of Children:	
1907-01	For tuition in the public schools, including transportation to and from school, of children boarded by the department, for the twelve months ending June thirtieth, nineteen hundred and forty-nine	\$420,000 00

The following items are for reimbursement of cities and towns, and are to be in addition to any unexpended balances of appropriations heretofore made for the purpose:

1907-05	For the payment of suitable aid to certain dependent children	\$4,574,128 00
1907-07	For the burial by cities and towns of indigent persons who have no legal settlement	22,000 00
1907-08	For expenses in connection with smallpox and other diseases dangerous to the public health	209,000 00
1907-09	For the support of sick indigent persons who have no legal settlement	400,000 00
1907-10	For temporary aid given by cities and towns to indigent persons with no legal settlement, and to shipwrecked seamen, and for the transportation of indigent persons under the charge of the department	2,468,000 00
1907-11	For the settlement of certain claims of the city of Boston involving temporary aid given to indigent persons with no legal settlement, with the approval of the attorney general	116,653 65
	Total	<u>\$7,789,781 65</u>

Division of Juvenile Training, Trustees of Massachusetts Training Schools:

1908-01	This item included in item 0446-01.
1908-11	This item included in item 0446-01.
1908-31	This item included in item 0446-01.
1908-40	See item 0446-20.
1915-00	See item 0446-40.
1916-00	See item 0446-60.
1917-00	See item 0446-80.

	Massachusetts hospital school:	
1918-00	For the maintenance of the Massachusetts hospital school, including not more than one hundred and eighty-one permanent positions	\$654,915 00

Item		
1919-00	Tewksbury state hospital and infirmary: For the maintenance of the Tewksbury state hospital and infirmary, including not more than six hundred and ninety-nine perma- nent positions	\$2,313,502 00
<i>Service of the Department of Public Health.</i>		
Administration:		
2001-01	For the salary of the commissioner	\$10,000 00
2001-02	For personal services of the health council and office assistants, and for expenses, in- cluding not more than twenty-seven per- manent positions	84,580 00
Division of Local Health Administration:		
2002-01	For personal services of the director and assistants, and district health officers, and for expenses, including not more than thirty-three permanent positions	149,275 00
Division of Cancer and Chronic Diseases:		
2003-01	For personal services and expenses, includ- ing not more than seventeen permanent positions	108,515 00
Division of Maternal and Child Health:		
2004-01	For personal services and expenses, includ- ing not more than twenty-two permanent positions	86,660 00
Division of Communicable Diseases:		
2005-01	For personal services of the director, epi- demiologists, bacteriologists, and assistants in the diagnostic laboratory and the Was- sermann laboratory, and for expenses, including not more than thirty-nine perma- nent positions	133,450 00
Venereal Diseases:		
2006-01	For personal services for the control of ve- nereal diseases, including not more than eight permanent positions	26,415 00
2006-02	For services other than personal, traveling expenses, office supplies and equipment, including the cost of medicines, hospitaliza- tion and clinics, to be in addition to any amount heretofore appropriated for the purpose; provided, that the maximum rate to be paid for hospitalization shall not exceed six dollars and fifty cents per diem	264,800 00
Division of Biologic Laboratories:		
2007-07	For personal services and expenses in the investigation and production of antitoxin and vaccine lymph and other specific ma- terial for inoculation, diagnosis and treat- ment, including not more than forty-six permanent positions	162,620 00

Item		
2008-11	For personal services and expenses for a program for the production and utilization of blood plasma and other products derived from blood, including not more than thirty-four permanent positions; provided, that no charge shall be made for said products	\$407,060 00
Dental Health:		
2009-01	For personal services and expenses of the division, including not more than six permanent positions	33,925 00
Division of Hospital Inspection and Survey:		
2010-01	For personal services and expenses, including not more than ten permanent positions	60,780 00
Inspection of Food and Drugs:		
2012-01	For personal services of the director, analysts, inspectors and other assistants, and for expenses, including not more than thirty-two permanent positions	122,700 00
Division of Sanitary Engineering:		
2015-01	For personal services of the director, engineers, chemists, clerks and other assistants, including personal services for administering the law relative to shellfish, and for expenses, including not more than fifty-five permanent positions	234,450 00
Total		\$1,885,230 00
Division of Sanatoria and Tuberculosis:		
2020-01	For personal services and expenses of the division, including certain diagnostic clinics for tuberculosis, and including not more than thirty permanent positions	\$116,705 00
2020-03	For expenses of hospitalization of certain patients suffering from chronic rheumatism, as authorized by section one hundred and sixteen A of chapter one hundred and eleven of the General Laws	73,000 00
2020-11	To cover the payment of certain subsidies for the maintenance of hospitals for tubercular patients	365,000 00
Total		\$554,705 00
For the maintenance of and for certain improvements at the sanatoria, as follows:		
2022-00	Lakeville state sanatorium, including not more than two hundred and forty-two permanent positions	\$751,490 00
2023-00	North Reading state sanatorium, including not more than two hundred and sixteen permanent positions	634,058 00
2024-00	Rutland state sanatorium, including not more than two hundred and sixty-nine permanent positions	847,351 00

Item		
2025-00	Westfield state sanatorium, including not more than two hundred and eighty-six permanent positions	\$973,652 00
	Total	\$3,206,551 00
Pondville Hospital:		
2031-00	For maintenance of the Pondville hospital, including care of radium, and including not more than two hundred and thirty-five permanent positions	\$684,571 00
<i>Service of the Department of Public Safety.</i>		
Administration:		
2101-01	For the salary of the commissioner	\$8,000 00
2101-02	For personal services and expenses, including not more than eighty-four permanent positions	264,800 00
	Total	\$272,800 00
Division of State Police:		
2102-04	For expert assistance to the commissioner, and for maintenance of laboratories, including not more than nine permanent positions	\$41,850 00
Fire Prevention Service:		
2103-01	For personal services and expenses, including not more than twenty-one permanent positions	\$110,655 00
Division of Inspection:		
2104-01	For personal services and expenses, including not more than one permanent position	\$7,710 00
2104-11	For personal services of officers for the building inspection service, and for expenses, including not more than thirty-three permanent positions	150,175 00
2104-21	For personal services of officers for the boiler inspection service, and for expenses, including not more than twenty-six permanent positions	120,550 00
Board of Boiler Rules:		
2104-31	For personal services and expenses, including not more than four permanent positions	2,815 00
	Total	\$281,250 00
State Boxing Commission:		
2105-11	For personal services and expenses, including not more than five permanent positions	\$18,685 00
Board of Standards:		
2106-01	For personal services and expenses of the board, including not more than seven permanent positions	\$6,000 00

Item		
Board of Elevator Regulations:		
2107-01	For personal services and expenses of the board, as authorized by chapter six hundred and forty-three of the acts of nineteen hundred and forty-five, including not more than seven permanent positions .	\$6,250 00
Board of Fire Prevention Regulations:		
2108-01	For personal services and expenses of the board, as authorized by chapter seven hundred and ten of the acts of nineteen hundred and forty-five, including not more than six permanent positions .	\$6,375 00

Service of the Department of Public Works.

Functions of the department relating to waterways and public lands:		
2202-03	For personal services of the director, chief engineer and assistants, and for expenses, including not more than sixty-one permanent positions; provided, that an amount equal to the expenditures for personal services properly chargeable to item 2202-05, as certified by the director of the division of waterways, shall be credited to the General Fund as revenue .	\$197,025 00
2202-05	For the improvement, development, maintenance and protection of rivers and harbors, tidewaters and foreshores within the commonwealth, as authorized by section eleven of chapter ninety-one of the General Laws, and of great ponds, including the entire cost of surveys and of the preparation of preliminary plans for projects proposed to be undertaken hereunder, and any unexpended balance of the appropriation for these purposes remaining on June thirtieth, nineteen hundred and forty-nine may be expended in the succeeding fiscal year; provided, that all other expenditures for work undertaken hereunder, including the cost of engineering during construction, shall be upon condition that at least fifty per cent of the cost is covered by contributions from municipalities or other organizations and individuals, except that in the case of dredging channels for harbor improvements at least twenty-five per cent of the cost shall be so covered .	150,000 00
2202-06	For the maintenance and repair of certain property in the town of Plymouth, including not more than two permanent positions .	6,140 00
2202-07	For the operation and maintenance of the New Bedford state pier, including not more than nine permanent positions .	21,000 00
2202-20	For the care and maintenance of the province lands and of the lands acquired and structures erected by the Provincetown tercentenary commission, including not more than five permanent positions .	12,660 00
2202-21	For the compensation of dumping inspectors	1,000 00

Item		
2202-22	For re-establishing and permanently marking certain triangulation points and stations, as required by order of the land court in accordance with section thirty-three of chapter ninety-one of the General Laws	\$1,000 00
2202-23	For expenses of surveying certain town boundaries, by the department of public works	300 00
Total		\$389,125 00

Service of the Department of Public Utilities.

2301-01	For personal services of the commissioners, including not more than five permanent positions	\$41,000 00
2301-02	For personal services and expenses, including not more than seventy-one permanent positions	276,015 00
Total		\$317,015 00

Special Investigations:

2301-09	For personal services and expenses of hearings and special investigations, including legal assistants and stenographic services as needed; provided, that no salaries or expenses of permanent employees shall be charged to this item	\$12,530 00
2301-10	This item omitted.	

Commercial Motor Vehicle Division:

2304-01	For personal services and expenses, including not more than thirty-one permanent positions	\$114,382 00
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Sale of Securities:

2308-01	For personal services and expenses, including not more than nine permanent positions	\$30,802 00
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Interest on the Public Debt.

2410-00	For the payment of interest on the direct debt of the commonwealth, for the year nineteen hundred and fifty and previous years, to be in addition to the amounts appropriated in items 2951-00, 3180-02 and 3590-02, and to be in addition to any amounts heretofore appropriated for the purpose	\$565,140 00
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Requirements for Extinguishing the State Debt.

2420-00	For certain serial bonds maturing during the year nineteen hundred and fifty, to be in addition to the amounts appropriated in items 2952-00, 3180-01 and 3590-03	\$3,265,000 00
2501-01		
2501-02		

Unclassified Accounts and Claims.

2805-01	For the payment of certain annuities and pensions of soldiers and others under the provisions of certain acts and resolves	\$18,000 00
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Item		
2805-02	For payment of any claims, as authorized by section eighty-nine of chapter thirty-two of the General Laws, for allowances to the families of certain employees killed or fatally injured in the discharge of their duties	\$15,000 00
2811-02	For the compensation of veterans who may be retired by the governor under the provisions of sections fifty-six to fifty-nine, inclusive, of chapter thirty-two of the General Laws	475,000 00
2811-03	For the compensation of certain prison officers and instructors formerly in the service of the commonwealth, now retired	66,000 00
2820-02	For small items of expenditure for which no appropriations have been made, and for cases in which appropriations have been exhausted or have reverted to the treasury in previous years	10,000 00
2820-04	For the compensation of certain public employees for injuries sustained in the course of their employment, for the year nineteen hundred and fifty and for previous years, as provided by section sixty-nine of chapter one hundred and fifty-two of the General Laws; provided, that the comptroller shall transfer to the General Fund the sum of forty thousand dollars from the Highway Fund	160,000 00
2820-06	For reimbursement of persons for funds previously deposited in the treasury of the commonwealth and escheated to the commonwealth	5,000 00
	Total	\$749,000 00

Purchase of Motor Vehicles.

2820-32	For the purchase by the state purchasing agent of motor vehicles for which funds are not otherwise available. Motor vehicles purchased under this item are to be allocated, with the approval of the commission on administration and finance, to the various departments and agencies of the commonwealth, and transfers of the sums required for said purchases are to be authorized by said commission from the amount herein appropriated to appropriations made for the services of said departments and agencies	\$350,000 00
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Rental of State Offices.

2820-33	For rental of office space outside of the state house, including the cost of moving and expenses incidental thereto, the sum of ten thousand dollars is hereby appropriated and made available for transfer, with the approval of the commission on administration and finance, to appropriations where the amounts otherwise available are insufficient for the purpose	\$10,000 00
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THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE HIGHWAY FUND:

Service of the Department of Public Works.

Item		
2900-01	For the salaries of the commissioner, and the associate commissioners, including not more than three permanent positions .	\$20,500 00
	Functions of the department relating to highways:	
2900-02	For personal services and expenses of administrative and engineering work performed in connection with all highway activities; for personal services and expenses of the department secretary and department business agent; for the payment of damages caused by defects in state highways, with the approval of the attorney general; and of the amount herein appropriated the sum of eighty-six dollars and sixty-two cents is made available for reimbursement of a certain cash advance loss .	6,000,000 00
2900-04	For the maintenance and repair of state highways and bridges, to be in addition to any amount heretofore appropriated for the purpose, and to include the cost of snow and ice control on state highways and town roads, and for the maintenance of traffic signs and signals; for personal services and expenses of work for which the highway fund is reimbursed, other than work in connection with projects included in federal aid programs; for the cost, not exceeding seventy-five thousand dollars, of increasing the inventory held in storerooms of the department; and for the payment of personal services and expenses in connection with the purchase, construction and repair of shelters for departmental equipment and material, the cost of which is less than ten thousand dollars for each project .	7,000,000 00
2900-10	For projects for the construction and reconstruction of highways and bridges, including the elimination of grade crossings, which have been approved by the proper federal authorities to be included in federal aid programs, and for land damages in connection with such projects; provided, that any portion of the sum herein appropriated may also be used for said federal aid projects in conjunction with city or town funds, to be in addition to any amount heretofore appropriated for the purpose .	10,000,000 00
2900-12	For projects for improving state highways and through routes, including bridges, and including construction and reconstruction, for the year nineteen hundred and fifty and the previous year, to be in addition to any amounts heretofore appropriated for the purpose, it being the intent of the general court that state highways shall be made continuous whether or not the sections to be made state highways require construction work; and, upon agreement with city	

Item		
	or town officials, for construction of needed improvements on other through routes not designated as state highways and without acceptance by the commonwealth of responsibility for maintenance; provided, that no portion of the sum herein appropriated shall be used, whether or not in conjunction with city or town funds, for projects which can be included in federal aid programs	\$1,000,000 00
2900-17	For projects for the construction and maintenance of town and county ways, as provided in subdivision two (a) of section thirty-four of chapter ninety of the General Laws; provided, that amounts appropriated for this purpose in any fiscal year shall be available for expenditure in the succeeding fiscal year; and, provided further, that not less than three hundred thousand dollars of the sum herein appropriated shall be available for maintenance projects on said town and county ways	3,000,000 00
2900-18	For aiding towns in the repair and improvement of public ways as provided in section twenty-six of chapter eighty-one of the General Laws under the terms provided in item 2900-18 of section five of chapter six hundred and eighty-nine of the acts of nineteen hundred and forty-five	2,080,000 00
2900-45	For personal services and expenses in the office of the commissioner, including telephone service in the public works building, and including not more than twenty-one permanent positions	95,000 00
	Specials:	
2900-50 } 55 }	The existence of the public works stores and equipment account, established by items 2900-50 and 2900-55 of section two of chapter sixty-eight of the acts of nineteen hundred and forty-three, is hereby continued for the year nineteen hundred and fifty under the terms and conditions prescribed by said items of said chapter sixty-eight; provided, that the total amount to be expended for capital outlay for the purchase of equipment from this account in the year nineteen hundred and fifty shall not exceed one million one hundred thousand dollars; and the sum of five hundred thousand dollars is hereby appropriated, to be in addition to any amounts otherwise available for this purpose	500,000 00
2900-62	For expenses of construction of certain small garages; provided, that expenditures for such construction shall not be subject to the provisions of chapter ninety-two A of the General Laws	154,000 00
	Public Works Building:	
2900-80	For personal services and expenses of operation and maintenance of the public works building, including not more than eighty permanent positions	300,000 00

Item		
2961-00	For the compensation of former employees of the department of public works, now retired, as authorized by chapter four hundred and three of the acts of nineteen hundred and forty-eight	\$15,000 00
	Total	\$30,164,500 00
Registration of Motor Vehicles:		
2924-01	For personal services, including not more than seven hundred and thirty-seven permanent positions	\$2,112,240 00
2924-02	For services other than personal, including traveling expenses, purchase of necessary supplies and materials, including cartage and storage of the same, and for work incidental to the registration and licensing of owners and operators of motor vehicles	644,800 00
2924-03	For printing and other expenses necessary in connection with publicity for certain safety work	10,000 00
	Total	\$2,767,040 00

Service of the Metropolitan District Commission.

The following items are to be paid with the approval of the Metropolitan District Commission:

2931-00	For personal services and expenses of general administration, including not more than fifty-eight permanent positions; provided, that the comptroller shall transfer to the Highway Fund the sum of one hundred and fifty-one thousand six hundred and sixty dollars from the Metropolitan District Commission Funds, to be assessed by methods fixed by law	\$202,210 00
2931-04	For the construction, reconstruction and improvement of boulevards and parkways, including bridges, and including the resurfacing and repairing thereof, to be in addition to any amount heretofore appropriated for the purpose	2,023,000 00
Special:		
2931-49	For expenses in connection with the waterproofing of the metropolitan district commission building; provided, that the comptroller shall transfer to the Highway Fund the sum of seven thousand five hundred dollars from the Metropolitan District Commission Funds, to be assessed by methods fixed by law	10,000 00
2932-01	For the maintenance of boulevards and parkways, including the installation of traffic lights and including Bunker Hill and the property adjacent, and for the maintenance of parks reservations and the Charles River Basin, including the retirement of veterans under the provisions of the General Laws; provided, that the comptroller shall transfer to the Highway	

Item

Fund the sum of eighteen thousand seven hundred dollars from the General Fund, and the sum of one million four hundred and eighty thousand dollars from the Metropolitan District Commission Park Funds, to be assessed by methods fixed by law \$3,758,725 00

Total \$5,993,935 00

Interest on the Public Debt.

2951-00 For the payment of interest on the direct debt of the commonwealth, for the year nineteen hundred and fifty and previous years, to be in addition to the amounts appropriated in items 2410-00, 3180-02 and 3590-02, and to be in addition to any amounts heretofore appropriated for the purpose \$1,480 00

Requirements for Extinguishing the State Debt.

2952-00 For certain serial bonds maturing during the year nineteen hundred and fifty, to be in addition to the amounts appropriated in items 2420-00, 3180-01 and 3590-03 \$8,500 00

Service of the Department of Public Safety.

Division of State Police:

2970-04 For personal services and expenses of the division, including not more than four hundred and ninety permanent positions \$2,057,465 00

2970-05 This item included in item 2970-04.

2970-11 For the compensation of state police officers formerly in the service of the commonwealth, now retired 55,000 00

2970-12 This item included in item 2970-04.

Total \$2,112,465 00

Special:

2970-15 For the completion of certain radio control lines \$36,000 00

The comptroller is hereby authorized to transfer to the Highway Fund the sum of five hundred and fifty thousand dollars from the General Fund and thirty thousand dollars from the Old Age Assistance Fund on account of the above five items.

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE PORT OF BOSTON FUND:

Port of Boston Authority:

3140-01 For personal services, including not more than fifty-eight permanent positions, and other expenses of administration, including the cost of advertising and of maintenance of certain offices outside of the common-

Item		
	wealth and of the cost of engineering; provided, that no compensation or expenses of consultants for legal services shall be chargeable to this item; and provided further, that the position of executive secretary shall not be subject to the civil service laws and regulations made thereunder	\$306,790 00
3150-01	For personal services, including not more than sixty-five permanent positions, and for other expenses as required for the operation and maintenance of property under the control of the authority, including the cost of certain reconstruction and repairs	280,980 00
	Requirements for Extinguishing the State Debt:	
3180-01	For certain serial bonds maturing during the year nineteen hundred and fifty, to be in addition to the amounts appropriated in items 2420-00, 2952-00 and 3590-03	505,000 00
	Interest on the Public Debt:	
3180-02	For the payment of interest on the direct debt of the commonwealth, for the year nineteen hundred and fifty and previous years, to be in addition to the amounts appropriated in items 2410-00, 2951-00 and 3590-02, and to be in addition to any amounts heretofore appropriated for the purpose	158,631 25
	Total	\$1,251,401 25

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE INLAND
FISHERIES AND GAME FUND:

Service of the Department of Conservation.

	Division of Fisheries and Game:	
3304-01	For personal services and expenses, including not more than eleven permanent positions	\$49,321 00
3304-06	For expenses of the board, as authorized by chapter six hundred and fifty-one of the acts of nineteen hundred and forty-eight	2,500 00
3304-21	This item included in item 3304-01.	
	Propagation of game birds, etc.:	
3304-31	For personal services and expenses at game farms and fish hatcheries, including not more than twenty-six permanent positions	348,457 00
3304-35	See item 3304-61.	
3304-41	See item 3304-62.	
	Specials:	
3304-42	For the improvement and management of lakes, ponds and rivers	15,000 00
3304-43	This item omitted.	
3304-44	For the contribution of the department of conservation towards a wild life co-operative research project, in accordance with a contract with the federal government, to be expended by the university of Massachusetts	6,000 00

Item		
3304-45	For expenses of providing for the establishment and maintenance of public fishing grounds; provided, that none of the money appropriated under this item shall be used for the purchase of land	\$10,000 00
	Division of Wild Life Research and Management (It is hereby provided that federal funds received as reimbursements under the following items are to be credited as income to the Inland Fisheries and Game Fund):	
3304-51	For personal services and expenses, including not more than four permanent positions . .	40,285 00
3304-53	For expenses of establishing and conducting co-operative wild life restoration projects, as authorized by chapter three hundred and ninety-two of the acts of nineteen hundred and thirty-eight, including not more than five permanent positions	116,485 00
	Specials:	
3304-54	For the cost of certain work in connection with the improvement of streams and bird cover, including increasing the supply of feed for game birds	10,000 00
3304-56	For consultants and other personal services, and for expenses, in connection with a biological survey of the streams and waters of the commonwealth, to be made under the direction of the commissioner of conservation	12,876 00
	Division of Law Enforcement:	
3304-61	For the payment of damages caused by wild deer and wild moose, for the year nineteen hundred and fifty and previous years, as provided by law	13,000 00
3304-62	For personal services and expenses of supervision of public fishing and hunting grounds	6,200 00
	Total	\$630,124 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE VETERANS' SERVICES FUND:

Services of the Adjutant General.

3504-21	For personal services and other expenses in connection with the operation of the war records project, so-called	\$21,370 00
3504-25	For expenses of the United Spanish War veterans, as authorized by chapter three hundred and eleven of the acts of nineteen hundred and forty-six	1,500 00
	Total	\$22,870 00

Service of the Soldiers' Home in Massachusetts.

3504-30	For the maintenance of the Soldiers' Home in Massachusetts, with the approval of the trustees thereof, including not more than five hundred and thirteen permanent positions	\$1,711,090 00
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<i>Service of the Commissioner of Veterans' Services.</i>	
Item	
3504-41	For personal services of the commissioner and deputies, including not more than three permanent positions \$15,955 00
3504-42	For personal services and expenses of the office of the commissioner, including not more than sixty-two permanent positions . 214,480 00
Total	\$230,435 00

<i>Service of the State Housing Board.</i>	
3504-47	For reimbursement to certain cities and towns, as provided by chapter two hundred of the acts of nineteen hundred and forty-eight, as amended . \$1,300,000 00
3504-48	For reimbursement to certain cities and towns, as provided by chapter three hundred and seventy-two of the acts of nineteen hundred and forty-six, as amended . 350,000 00
3504-50	For personal services and expenses, including not more than nine permanent positions; provided that all compensation and expenses for legal services shall be by direction and under the control of the Attorney General . 810,893 00
Total	\$2,460,893 00

<i>For Expenses on Account of War.</i>	
3504-52	For reimbursing cities and towns for money paid for veterans' benefits, as provided in section six of chapter one hundred and fifteen of the General Laws, as appearing in section one of chapter five hundred and eighty-four of the acts of nineteen hundred and forty-six . \$2,500,000 00
3504-53	For reimbursing cities and towns for money paid on account of war allowance, state and military aid and soldiers' relief to certain residents of the commonwealth and their dependents, as authorized by chapter eleven of the acts of the special session of nineteen hundred and forty-two . 5,000 00
Total	\$2,505,000 00

<i>Service of the Treasurer and Receiver General.</i>	
3506-21	For personal services and other expenses of the treasurer and receiver general in connection with the payment of the veterans' bonus, so called, as authorized by chapter seven hundred and thirty-one of the acts of nineteen hundred and forty-five, as amended . \$45,840 00
3506-22	For making payments to soldiers in recognition of service during World War I and the Spanish War, as provided by law . 1,000 00

Item	
3506-31	For personal services and expenses of the veterans' bonus appeal board, so called, as authorized by section five of chapter five hundred and eighty-one of the acts of nineteen hundred and forty-six
	\$10,560 00
Total	\$57,400 00

Service of the Attorney General's Department.

3508-01	For the cost of providing certain legal assistance for the benefit of veterans, their wives and dependents
	\$20,000 00

Service of the Department of Education.

3513-01	For assistance to children of certain war veterans, for the year nineteen hundred and fifty and for previous years, as authorized by section seven B of chapter sixty-nine of the General Laws and corresponding provisions of earlier laws
	\$37,500 00
3513-05	For the payment of retirement assessments of teachers formerly in military or naval service, as authorized by section nine of chapter seven hundred and eight of the acts of nineteen hundred and forty-one as amended
	5,000 00
3513-22	For personal services and expenses required in connection with furnishing certain educational services to certain war veterans, including the establishment and operation of regional educational centers in the commonwealth
	155,200 00
Total	\$197,700 00

Service of the Department of Labor and Industries.

Division of Apprentice Training:

3516-01	For personal services and expenses of the division of apprentice training in connection with the carrying out of a certain program in connection with the federal government, including not more than eight permanent positions; provided, that the comptroller shall transfer to the Veterans' Services Fund the sum of forty-two thousand five hundred and seventy dollars from the General Fund
	\$129,000 00

Interest on the Public Debt.

3590-02	For the payment of interest on the direct debt of the commonwealth, for the year nineteen hundred and fifty and previous years, to be in addition to the amounts appropriated in items 2410-00, 2951-00 and 3180-02, and to be in addition to any amounts heretofore appropriated for the purpose
	\$937,000 00

Requirements for Extinguishing the State Debt.

Item		
3590-03	For certain serial bonds maturing during the year nineteen hundred and fifty, to be in addition to the amounts appropriated in items 2420-00, 2952-00 and 3180-01 .	\$13,600,000 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM REVENUE CREDITED TO THE OLD AGE ASSISTANCE FUND:

Service of the Alcoholic Beverages Control Commission.

3604-01	For personal services and expenses, including not more than forty-five permanent positions	\$188,707 00
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Service of the State Racing Commission.

3604-11	For personal services and expenses, including not more than nine permanent positions; provided, that fees paid to veterinarians for services in connection with horse racing shall not exceed twenty-five dollars per diem, and in connection with dog racing, shall not exceed ten dollars per diem	\$163,680 00
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Service of the Department of Public Welfare.

3619-01	For personal services and expenses required for the administration of old age assistance, as provided by chapter one hundred and eighteen A of the General Laws, including not more than one hundred and seventy-eight permanent positions; provided, that any revenue resulting from the activities herein authorized shall be credited to the Old Age Assistance Fund	\$491,000 00
3625	For reimbursement to cities and towns for old age assistance for the year nineteen hundred and fifty and for previous years	27,000,000 00
3626	Notwithstanding the provisions of section ten of chapter sixty-four B of the General Laws regulating payments from receipts under said chapter to cities and towns, heretofore made without appropriation, a sum not exceeding one million six hundred and seventy thousand dollars is hereby appropriated from the Old Age Assistance Fund for such payments, and the total amounts to be paid by the state treasurer, on or before November twentieth, nineteen hundred and forty-nine, from the sum herein appropriated, shall be not less than nine hundred thousand dollars	1,670,000 00
Total		\$29,161,000 00

THE FOLLOWING APPROPRIATION IS PAYABLE FROM THE AGRICULTURAL PURPOSES FUND:

Service of the Department of Agriculture.

Item		
	Division of Plant Pest Control and Fairs:	
3809-21	For state prizes and agricultural exhibits, including allotment of funds for the 4-H activities	\$70,000 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE MOSQUITO CONTROL FUND:

Service of the State Reclamation Board.

3901	For the maintenance and construction of drainage ditches, as authorized by chapter three hundred and seventy-nine of the acts of nineteen hundred and thirty, as amended by section one of chapter two hundred and fifty of the acts of nineteen hundred and thirty-five, to be assessed in the calendar year nineteen hundred and forty-nine	\$44,646 00
3915	For the maintenance and construction of drainage ditches, as authorized by chapter four hundred and fifty-six of the acts of nineteen hundred and forty-five, to be assessed in the calendar year nineteen hundred and forty-nine	54,332 00
	Total	<hr/> \$98,978 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE PARKS AND SALISBURY BEACH RESERVATION FUND:

Service of the Department of Conservation.

	Division of Parks and Recreation:	
4011	For personal services and expenses, including not more than seven permanent positions	\$105,945 00
4013	For personal services and expenses of recreational opportunities in state forests	89,935 00
4021	For the maintenance of Standish monument reservation	3,190 00
	Salisbury Beach Reservation:	
4031	For the maintenance of Salisbury beach reservation, including not more than one permanent position	50,015 00
	Total	<hr/> \$249,085 00

THE FOLLOWING APPROPRIATION IS PAYABLE FROM THE SMOKE INSPECTION FUND:

Service of the Department of Public Utilities.

	Division of Smoke Inspection:	
4311	For personal services and expenses, including not more than twelve permanent positions	\$42,830 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE PRISON INDUSTRIES FUND:

Service of the Department of Correction.

Item		
4401	For salaries of persons employed in the department of correction in certain supervisory and administrative work in prison industries, including not more than seven permanent positions, for the year nineteen hundred and fifty and the previous year; provided, that of the amount herein appropriated the proportions properly chargeable to the prison industries fund at the Massachusetts reformatory, the reformatory for women, the state prison and the state prison colony shall be determined by the comptroller	\$30,540 00
4411	For salaries of persons employed in industries at the Massachusetts reformatory, including not more than twenty-five permanent positions	79,880 00
4511	For salaries of persons employed in industries at the reformatory for women, including not more than thirteen permanent positions	37,895 00
4611	For salaries of persons employed in industries at the state prison, including not more than twenty-nine permanent positions	89,800 00
4711	For salaries of persons employed in industries at the state prison colony, including not more than twenty-seven permanent positions	90,600 00
	Total	\$328,715 00

METROPOLITAN DISTRICT COMMISSION FUNDS.

The following appropriations are to be assessed upon the several districts in accordance with the methods fixed by law, unless otherwise provided, and to be expended under the direction of the metropolitan district commission:

Metropolitan Parks, General.

8602-27	For the cost of suppressing gypsy moths, including certain equipment	\$15,000 00
8602-37	For the expenses of holding band concerts	25,000 00
	Specials:	
8602-66	For repairs and construction of additions to the existing shore protection, Quincy shore reservation	25,000 00
8602-70	For repairs to bath houses at Revere and Nahant beaches	7,500 00
8602-71	For repairs to landing floats, Charles river	1,600 00
8602-72	For rebuilding landing at Brooks Street, Brighton	3,000 00
8602-73	For certain construction and playground equipment at Beaver Brook	9,400 00
8602-75	For repairs to boat landing on Charles River, Memorial Drive	12,000 00

Item		
8602-76	For the installation of a drainage system and certain repairs at Gerry's Landing	\$2,500 00
8602-77	For the construction of ski slopes at Blue Hills	65,000 00

Charles River Basin.

Specials:		
8607-29	This item omitted.	
8607-30	For certain repairs to fence, Charles River Dam	\$6,000 00

Metropolitan Parks, Nantasket Beach.

Specials:		
8611-26	For certain repairs to sea wall at Nantasket beach	\$2,000 00
8611-27	For certain repairs to police barracks at Nantasket beach	2,000 00
8611-28	For expenses of demolishing chimney at Nantasket beach hotel	500 00
8611-29	For expenses of removing old hulk	1,000 00
8611-30	For replacing certain wiring at Nantasket hotel	1,800 00
8611-31	For certain plumbing repairs to sanitariums	3,500 00

Metropolitan Sewerage, North System.

8802-00	For the maintenance and operation of a system of sewage disposal for the north metropolitan sewerage district, including retirement of veterans under the provisions of the General Laws	\$817,260 00
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Specials:

8802-37	For certain engine repairs, Charlestown	5,150 00
8802-38	For certain wiring repairs, East Boston	7,000 00
8802-39	For retubing certain boilers, East Boston	5,800 00
8802-40	For the replacement of piles and repairs to the wharf, East Boston	8,000 00
8802-42	For replacement of certain deep water lines, Deer Island	12,000 00
8802-43	For replacement of certain roofs, Deer Island	7,870 00

Metropolitan Sewerage, South System.

8807-00	For the maintenance and operation of a system of sewage disposal for the south metropolitan sewerage district, including retirement of veterans under the provisions of the General Laws	\$508,585 00
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Special:

8807-41	For the installation of a diesel generator, Squantum	5,150 00
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Metropolitan Water System.

8902-00	For the maintenance and operation of the metropolitan water system, including retirement of veterans under the provisions of the General Laws	\$2,168,895 00
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Item		
	Specials (to be included as a part of the cost of maintenance of the metropolitan water system):	
8902-22	For emergency repairs to water mains	\$10,000 00
8902-24	For payment to the county commissioners of Worcester county of certain assessments upon the former town of Dana	500 00
8902-34	For the construction of additions and improvements to certain supply and distribution mains, to be in addition to any amount heretofore appropriated for the purpose	750,000 00
8902-36	For the purchase of certain pipe and valve stock, for the year nineteen hundred and fifty and previous years	50,000 00
8902-56	For the resurfacing of certain roads, Quabbin	40,000 00
8902-61	For the installation of a pump, Spot Pond	25,500 00
8902-62	For repairs to a turbine generator, and for the installation of a new generator, Spot Pond	9,000 00
8902-63	For the building of a certain steam line, Chestnut Hill	10,000 00

SECTION 3. No payment shall be made or obligation incurred under authority of any special appropriation made by this act for construction of public buildings or other improvements at state institutions until plans and specifications have been approved by the governor, unless otherwise provided by such rules and regulations as the governor may make.

SECTION 4. No moneys appropriated under this act shall be expended for reimbursement for the expenses of meals for persons while traveling within the commonwealth at the expense thereof, unless such reimbursement is in accordance with rules and rates which are hereby authorized to be established from time to time by the commission on administration and finance.

SECTION 5. The allowance to state employees for expenses incurred by them in the operation of motor vehicles owned by them and used in the performance of their official duties shall not exceed five and one half cents a mile.

SECTION 6. Amounts included for permanent positions in sums appropriated in section two for personal services are based upon schedules of permanent positions and salary rates as approved by the joint committee on ways and means, and, except as otherwise shown by the files of said committee, a copy of which shall be deposited with the division of personnel and standardization, no part of sums so appropriated in section two shall be available for payment of salaries of any additional permanent positions, or for payments on account of reallocations of permanent positions, or for payments on account of any change of salary range or compensation of any permanent position, notwithstanding any special or general act to the contrary.

SECTION 7. In addition to the payment of regular salaries, sums appropriated for personal services in the fiscal year nineteen hundred and fifty shall be available for the

payment of such other forms of compensation as may be due under existing statutes, or under the provisions of rules and regulations made in accordance with said statutes.

SECTION 8. On and after the effective date of this act, charges to state employees for maintenance shall be made in accordance with rules and regulations as established by the commission on administration and finance.

SECTION 9. All federal subventions and grants available to the commonwealth under any act of Congress and not otherwise authorized to be received shall be paid into the treasury of the commonwealth; provided, however, that applications for such subventions and grants, and for transfers within such subventions and grants, shall be subject to the approval of the commission on administration and finance. All federal subventions and grants received by the commonwealth may be expended without specific appropriation if such expenditures are otherwise in accordance with law.

All income, including federal subventions and grants, received by the commonwealth from or on account of veterans in payment for veterans' services, shall be credited to the veterans' services fund.

SECTION 10. Notwithstanding the provisions of section fifty-one of chapter thirty of the General Laws, or any other provision of law, the state purchasing agent is hereby authorized during the fiscal year nineteen hundred and fifty to incur liabilities and incidental expenses for the purchase of supplies, as provided by said section fifty-one, including material to be disposed of as surplus, so called, by the federal government through agencies of the federal government, in an amount not exceeding three hundred and fifty thousand dollars, in addition to any amount heretofore provided for the purpose, and the comptroller may certify for payment such incidental expenses and liabilities so incurred to an amount not exceeding three hundred and fifty thousand dollars, in addition to any amount heretofore provided for the purpose.

SECTION 11. The effective date of the appropriation accounts, subsidiary accounts and authorizations in this act shall be July first, nineteen hundred and forty-nine. However, beginning June first, nineteen hundred and forty-nine, obligations may be incurred against these appropriation accounts or subsidiary accounts, if any, thereunder, for items to be delivered or for services to be rendered on and after July first, nineteen hundred and forty-nine; provided, they are in accordance with law and the amounts thereof do not exceed the amount of the appropriation account or subsidiary account. Where the allotment of an appropriation account or subsidiary account is a condition precedent to expenditure, the obligations shall not exceed the amount allotted for said appropriation account or subsidiary account. The certified copies of the schedules as provided for in General Laws, chapter twenty-nine, section

twenty-seven, as amended by chapter six hundred and thirty-six of the acts of nineteen hundred and forty-seven, shall be filed with the comptroller and the budget commissioner to permit the effective operation of this section on June first, nineteen hundred and forty-nine. Where the allotment of an appropriation account or subsidiary account is required by law, allotments shall be made to permit the effective operation of this section on June first, nineteen hundred and forty-nine.

SECTION 12. The budget commissioner is hereby directed to send a copy of sections three to eleven, inclusive, of this act to each departmental, divisional and institutional head immediately following the passage of this act.

SECTION 13. Sections one to ten, inclusive, of this act shall take effect on July first, nineteen hundred and forty-nine, and section eleven thereof shall take effect on June first, nineteen hundred and forty-nine.

(This bill was returned May 20, 1949, by the governor to the house of representatives, the branch in which said bill originated, with his objections to Item 2501-01 and Item 2501-02.

The vote being taken May 23, 1949, on the passage of said items, the objections of the governor thereto were sustained, the house having refused, in each instance, to pass the item. The remainder of the bill was approved by the governor May 20, 1949.)

Chap.308 AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND FORTY-NINE, TO PROVIDE FOR SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS, AND FOR CERTAIN NEW ACTIVITIES AND PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. To provide for meeting deficiencies in certain appropriations previously made, and for certain new activities and projects, the sums set forth in section two, for the several purposes and subject to the conditions specified in said section, are hereby appropriated for the current fiscal year from the general fund or ordinary revenue of the commonwealth, unless some other source of revenue is expressed, subject to the provisions of law regulating the disbursement of public funds and the approval thereof, the sums so appropriated to be in addition to any amounts at present available for the purposes.

SECTION 2.

Service of the Legislative Department.

Item	
0101-08	For such additional clerical assistance to, and with the approval of, the clerk of the house of representatives, as may be necessary for

Item		
	the proper despatch of public business, including not more than three permanent positions	\$200 00
0101-26	For payment to the widow of a deceased member of the house of representatives, as authorized by chapter thirty-seven of the resolves of nineteen hundred and forty-eight	400 00
0102-01	For traveling and such other expenses of the committees of the general court as may be authorized by order of either branch of the general court	3,450 00
0102-04	For expenses in connection with the publication of the bulletin of committee hearings and of the daily list, with the approval of the joint committee on rules, including not more than one permanent position	8,500 00
0102-06	For office and other expenses of the committee on rules on the part of the senate	760 00
0102-09	For office and other expenses of the committee on rules on the part of the house	1,000 00
0102-11	For contingent expenses of the senate and house of representatives, and necessary expenses in and about the state house, with the approval of the sergeant-at-arms, for the year nineteen hundred and forty-nine and previous years	3,050 00
0102-12	For telephone service	2,500 00
0102-13	For biographical sketches of certain state and federal officials	391 07
0102-17	For certain expenses of the senate clerk's office	200 00
0102-25	For expenses of the joint committee on ways and means, as authorized by a joint order of the general court	1,000 00
0102-28	For expenses of the house committee on ways and means	2,000 00
0102-53	Notwithstanding any provision of law to the contrary, the sum of two hundred and fifty-eight dollars and ninety-three cents may be expended for a certain investigation and study, as authorized by an order adopted on June eighteenth, nineteen hundred and forty-eight by the house of representatives	258 93
	Total	\$23,710 00
0225	The unexpended balance remaining in item 0224 as appropriated in section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight is hereby reappropriated, transferred and made available for the purposes of a commission to investigate and study the continuation of transportation service in the areas served by the Old Colony Division of the New York, New Haven and Hartford Railroad Company, and related matters, as authorized by a resolve of the current year.	

Service of the Judicial Department.

	Superior Court, as follows:	
0302-02	For traveling allowances and expenses	\$2,350 00

Item		
0302-04	For clerical work, inspection of records and doings of persons authorized to admit to bail, for an executive clerk to the chief justice, and for certain other expenses incidental to the work of the court . . .	\$250 00
Total		<hr/> \$2,600 00

Service of the Land Court.

0308-02	For engineering, clerical and other personal services, including not more than twenty-nine permanent positions	\$900 00
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Service of the District Attorneys.

0310-09	For traveling expenses necessarily incurred by the district attorneys, except in the Suffolk district, including expenses incurred in previous years	\$1,000 00
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Service of the Executive Department.

0401-21	For travel and expenses of the lieutenant governor and council from and to their homes	\$250 00
0401-23	For postage, printing, stationery, traveling and contingent expenses of the governor and council	2,500 00
0401-24	For the cost of entertainment of distinguished visitors to the commonwealth, for the payment of extraordinary expenses not otherwise provided for; and for transfers to appropriation accounts where the amounts otherwise available are insufficient, with the approval of the governor and council; provided, that not more than fifteen thousand dollars shall be for the cost of entertainment hereinabove mentioned. Requests for such transfers shall be referred by the governor to the commission on administration and finance, which, after investigation, shall submit to the governor its written recommendation as to the amount of funds required, together with pertinent facts relative thereto	25,000 00
0401-31	For the purchase of portraits of former governors, as authorized by section nineteen of chapter eight of the General Laws	3,000 00
Total		<hr/> \$30,750 00

Service of the Organized Militia.

0403-15	To cover certain small claims for damages to private property arising from military maneuvers, for the year nineteen hundred and forty-nine and the previous year	\$1,500 00
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Service of the State Quartermaster.

0406-09	For personal services and expenses of the commonwealth depot and motor repair park, including not more than fourteen permanent positions	\$3,500 00
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Service of the Commission on Administration and Finance.

Item		
0414-02	For personal services and expenses of the office of the chairman, including not more than nine permanent positions, to be in addition to the amount authorized for the purpose in item 2970-09	\$600 00
0414-06	For personal services and expenses of the division of personnel and standardization, including not more than thirty-four permanent positions, to be in addition to the amount authorized for the purpose in item 2970-09.	4,600 00
	Total	<hr/> \$5,200 00
	Telephone service:	
0414-10	For telephone service in the state house and expenses in connection therewith	\$10,000 00

Service of the State Superintendent of Buildings.

0416-02	For personal services of engineers, assistant engineers, firemen and helpers in the engineer's department, including not more than forty-six permanent positions	\$2,700 00
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Service of the Youth Service Board.

0446-01	Item 0446-01 of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight is hereby amended by inserting after the word "Board" in the second line the words:— and the Advisory Committee on Service to Youth.	
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Service of the State Airport Management Board.

0461-00	Item 0461-00 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight as inserted by item 0461-00 of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight is hereby amended by adding after the word "positions" in the fourth line the words:— ; and of the amount herein appropriated the sum of twenty dollars is made available for reimbursement of a certain cash advance loss; and in addition, there is hereby appropriated the sum of one hundred and sixty dollars for the purposes of this item	\$160 00
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Special:

0463-25	The amount of one hundred and seventy thousand dollars allocated by the Massachusetts Aeronautics Commission from item 8004-42 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight for the commonwealth's share of projects at the state-owned airport at Bedford, is made available to be expended for the same pur-	
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Item

pose by the State Airport Management Board, as authorized by chapter six hundred and thirty-seven of the acts of nineteen hundred and forty-eight; and in addition, there is hereby appropriated the sum of one hundred and seventy thousand dollars for the same purpose, in anticipation of the receipt of a federal grant for the above-mentioned projects

\$170,000 00

Service of the Secretary of the Commonwealth.

0501-02 For personal services and expenses of the office of the secretary, including not more than sixty-seven permanent positions .

\$2,150 00

For printing laws, etc.:

0503-01 For printing and distributing the pamphlet edition and for printing and binding the blue book edition of the acts and resolves of the year nineteen hundred and forty-nine and previous years

11,300 00

0503-02 For the printing of reports of decisions of the supreme judicial court

400 00

0504-07 } From the amount appropriated in item
0501-02 } 0504-07 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight the sum of five hundred and seventy-five dollars is hereby transferred and made available for the purposes of item 0501-02 of said section two of said chapter one hundred and ninety-eight.

Total \$13,850 00

Service of the Treasurer and Receiver-General.

0601-02 For personal services and expenses of the office of the treasurer and receiver-general, including not more than thirty-nine permanent positions, to be in addition to the amount authorized for the purpose in item 2970-09

\$8,800 00

Service of the Attorney General's Department.

0802-01 For the settlement of certain claims, as provided by law, on account of damages by cars owned by the commonwealth and operated by state employees

\$4,000 00

0802-02 For the settlement of certain small claims, as authorized by sections three A and three B of chapter twelve of the General Laws . .

3,500 00

Total \$7,500 00

Service of the Department of Conservation.

Division of Forestry:

1002-31 For personal services, including not more than seven permanent positions, and for other expenses incidental to the suppression of insect pests and shade tree diseases,

Item		
	including gypsy and brown tail moths and Japanese beetles, and for reimbursement to cities and towns of a proportion of their expenses for such work, as provided by law	\$30,000 00
	Bounty on seals:	
1004-91	For bounties on seals	16 50
	Total	<u>\$30,016 50</u>

Service of the Department of Corporations and Taxation.

	Special:	
1201-05	For expenses of the department incurred in the collection of the inheritance tax in a certain case	\$4,000 00
1203-05	See item 1201-05.	
1203-11	} From the amount appropriated in item 1203-11 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight the sum of twenty thousand dollars is hereby transferred and made available for the purposes of item 1203-01 of said section two of said chapter one hundred and ninety-eight and of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight.	
1203-01		

Service of the Department of Education.

1301-02	For personal services and expenses, including not more than fifty-seven permanent positions	\$2,000 00
	Special:	
1301-18	For personal services and other expenses required for the operation of an agency for surplus property	700 00
	Education of deaf and blind pupils:	
1301-41	For the education of deaf and blind pupils of the commonwealth, as provided by section twenty-six of chapter sixty-nine of the General Laws	9,500 00
	Reimbursement:	
1301-52	For the reimbursement of certain towns for the payment of tuition of pupils attending high schools outside the towns in which they reside, as provided by law	37,601 02
	Division of Immigration and Americanization:	
1302-01	For personal services and expenses, including not more than nineteen permanent positions	160 00
	Division of the Blind:	
1304-01	For general administration, furnishing information, industrial and educational aid, and for carrying out certain provisions of the laws establishing said division, including not more than twenty-five permanent positions	2,985 00

Item		
1304-10	For expenses of administering and operating the services of piano tuning and mattress renovating under section twenty-five of chapter sixty-nine of the General Laws .	\$5,000 00
	Teachers' Retirement Board:	
1305-08	For the payment of the commonwealth's share in financing the teachers' retirement system, as provided by chapter six hundred and fifty-eight of the acts of nineteen hundred and forty-five	50,000 00
	For the maintenance of and for certain improvements at the following state teachers' colleges, and the boarding halls attached thereto, with the approval of the commissioner of education:	
1307-21	State teachers' college at Bridgewater, boarding hall, including not more than thirty-two permanent positions	1,900 00
1309-21	State teachers' college at Framingham, boarding hall, including not more than thirty-two permanent positions	2,050 00
1332-00	For the maintenance of the Lowell textile institute, with the approval of the commissioner of education and the trustees, including not more than sixty-five permanent positions, and including the sum of ten thousand dollars which is to be assessed upon the city of Lowell as a part of the charges to be paid by said city to the commonwealth in the calendar year nineteen hundred and forty-eight, and to be in addition to the amount authorized for the purpose in item 3513-32	1,520 00
Total		\$113,416 02

Service of the Department of Civil Service and Registration.

	Board of Registration of Certified Public Accountants:	
1414-01	For personal services and expenses of members of the board, including not more than five permanent positions	\$2,000 00
	State Examiners of Electricians:	
1416-01	For personal services and expenses of members of the board, including not more than two permanent positions	500 00
Total		\$2,500 00

Service of the Department of Industrial Accidents.

1501-05	For expenses of impartial examinations, and for expenses of industrial disease referees, as authorized by section nine B of chapter one hundred and fifty-two of the General Laws, for the year nineteen hundred and forty-nine and the previous year	\$9,600 00
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Service of the Department of Mental Health.

	Special:	
1720-22	For certain repairs and for the installation of a heating system at Durfee Colony, so called	\$9,000 00

Item

1748-00	From the amount appropriated in section ten of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight and by section two of chapter four of the acts of the current year the sum of eight hundred thousand dollars is hereby transferred and made available for the following purpose: For meeting certain deficiencies in appropriations for institutions under the control of the department of mental health. The budget commissioner, upon request of the commissioner of mental health, may transfer from this item to appropriations hereinabove referred to, and sums so transferred are to be in addition to any amounts previously made available for the purpose.	
	<i>Service of the Department of Correction.</i>	
1801-02	For personal services and expenses, including not more than twenty-five permanent positions	\$3,750 00
	For the maintenance of and for certain improvements at the following institutions under the control of the Department of Correction:	
1807-00	State prison colony, including not more than two hundred and twenty-five permanent positions	3,000 00
	Total	\$6,750 00
	<i>Service of the Department of Public Welfare.</i>	
	Division of Child Guardianship:	
1906-03	For the care and maintenance of children, including not more than two permanent positions	\$100,000 00
	Tuition of children:	
1907-01	For tuition in the public schools, including transportation to and from school, of children boarded by the department, for the twelve months ending June thirtieth, nineteen hundred and forty-eight and for the previous year	54,302 79
	Massachusetts Hospital School:	
1918-00	For the maintenance of the Massachusetts hospital school, including not more than one hundred and seventy-six permanent positions, to be expended with the approval of the trustees thereof	7,500 00
	Tewksbury State Hospital and Infirmary:	
1919-00	For the maintenance of the Tewksbury state hospital and infirmary, including not more than seven hundred permanent positions, to be expended with the approval of the trustees thereof	11,000 00
	Special:	
1919-26	For the installation of generating equipment at the Tewksbury state hospital and infirmary, as authorized by chapter seven hundred and thirty-two of the acts of nineteen hundred and forty-five	768 63
	Total	\$173,571 42

Item

Service of the Department of Public Health.

2001-25	The unexpended balance remaining in item 2001-25 as appropriated in section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight is hereby reappropriated and made available for the same purpose.	
	For the maintenance of and for certain improvements at the sanatoria, as follows:	
2023-00	North Reading state sanatorium, including not more than two hundred and five permanent positions	\$3,900 00
2024-00	Rutland state sanatorium, including not more than two hundred and sixty-eight permanent positions	12,000 00
2025-00	Westfield state sanatorium, including not more than two hundred and eighty-two permanent positions	8,400 00
	Total	\$24,300 00

Service of the Department of Public Safety.

	Division of State Police:	
2102-03	For other necessary expenses of the division for the year nineteen hundred and forty-nine and the previous year, to be in addition to the amounts appropriated in items 2970-05 and 3604-22	\$14,250 00
	Division of Inspection:	
2104-21	For personal services of officers for the boiler inspection service, and for expenses, including not more than twenty-six permanent positions	5,800 00
	Total	\$20,050 00

Service of the Department of Public Utilities.

2301-09	} From the amount appropriated in item 2301-09 of section two of chapters one hundred and ninety-eight and six hundred and sixty-nine of the acts of nineteen hundred and forty-eight the sum of two thousand dollars is hereby transferred and made available for the purposes of item 2301-02 of said section two of said chapter one hundred and ninety-eight.	
2301-02		
	Special:	
2301-13	To pay a certain judgment by the Superior Court in favor of the Putnam Furniture Building, Inc.	\$12,000 00

Unclassified Accounts and Claims.

2820-02	For small items of expenditure for which no appropriations have been made, and for cases in which appropriations have been exhausted or have reverted to the treasury in previous years	\$1,000 00
2820-04	For the compensation of certain public employees for injuries sustained in the course	

Item		
	of their employment, for the year nineteen hundred and forty-nine and for previous years, as provided by section sixty-nine of chapter one hundred and fifty-two of the General Laws, to be in addition to the amounts appropriated by item 2970-07 .	\$27,500 00
2820-06	For reimbursement of persons for funds previously deposited in the treasury of the commonwealth and escheated to the commonwealth	7,273 97
	Total	\$35,773 97

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE HIGHWAY FUND:

Service of the Department of Public Works.

2900-10	} From the amount appropriated in item 2900-10 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight the sum of one million dollars is hereby transferred and made available for the purposes of item 2900-04 of said section two of said chapter one hundred and ninety-eight; and the sum of one million dollars is hereby transferred and made available for the purposes of the following item:	
2900-04		
2900-25		
	2900-25 For a reserve for emergency highway repairs for the current fiscal year.	

Registration of Motor Vehicles:

2924-02	For services other than personal, including traveling expenses, purchase of necessary supplies and materials, including cartage and storage of the same, and for work incidental to the registration and licensing of owners and operators of motor vehicles	\$100,000 00
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Service of the Metropolitan District Commission.

2931-04	For the construction, reconstruction and improvement of boulevards and parkways, including bridges, and including the resurfacing and repairing thereof	\$400,000 00
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Service of the Department of Public Safety.

Division of State Police:

2970-05	For other necessary expenses of the division, for the year nineteen hundred and forty-nine and the previous year, to be in addition to the amounts appropriated in items 2102-03 and 3604-22	\$28,475 00
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Unclassified Accounts and Claims.

2970-09	For the estimated share of the cost of certain administrative functions of the treasurer and receiver general, the auditor of the commonwealth, and the commission on administration and finance, properly chargeable to the highway fund, the sum of two thousand eight hundred dollars is	
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Item		
	hereby appropriated to be allocated for the purposes set forth in the following items and to be in addition to the amounts appropriated in said items from the general fund:	
	Item 0414-02	\$150 00
	Item 0414-06	900 00
	Item 0601-02	1,750 00
		<hr/>
2811-02	For the compensation of veterans who may be retired by the governor under the provisions of sections fifty-six to fifty-nine, inclusive, of chapter thirty-two of the General Laws	\$2,800 00
		<hr/>
		65,000 00

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE PORT OF BOSTON FUND:

Port of Boston Authority.

	Special:	
3145-01	For personal services and expenses of making investigations and presenting the commonwealth's case in connection with differential freight rates	\$30,000 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE VETERANS' SERVICES FUND:

Services of the Adjutant General.

3504-01	For the issuance of certificates of service in World War II, as authorized by chapter four hundred and fifty-nine of the acts of nineteen hundred and forty-six	\$900 00
3504-02	For the issuance of certificates of service in World War II to relatives of certain veterans, as authorized by chapter four hundred and sixty-nine of the acts of nineteen hundred and forty-six	7,190 00
		<hr/>
	Total	\$8,090 00

Service of the State Housing Board.

3504-48	For reimbursement to certain cities and towns, as provided by chapter three hundred and seventy-two of the acts of nineteen hundred and forty-six, as amended	\$264,755 00
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For Expenses on Account of Wars.

3504-52	For reimbursing cities and towns for money paid for veterans' benefits as provided in section six of chapter one hundred and fifteen of the General Laws, as appearing in section one of chapter five hundred and eighty-four of the acts of nineteen hundred and forty-six	\$1,657,115 51
3504-53	For reimbursing cities and towns for money paid on account of war allowance, state and military aid and soldiers' relief, to certain residents of the commonwealth and their dependents, as authorized by chapter eleven of the acts of the Special Session of nineteen hundred and forty-two	5,473 04
		<hr/>
	Total	\$1,662,588 55

Item

Service of the Soldiers' Home in Holyoke.

3504-60	For expenses of the trustees, as authorized by chapter four hundred and seventy-six of the acts of nineteen hundred and forty-eight	\$1,000 00
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Service of the Treasurer and Receiver General.

3506-21	For personal services and other expenses of the treasurer and receiver general in connection with the payment of the veterans' bonus, so called, as authorized by chapter seven hundred and thirty-one of the acts of nineteen hundred and forty-five, as amended	\$5,000 00
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University of Massachusetts at Fort Devens.

Special:

3513-23	The unexpended balance remaining in this item as of the effective date of this act, from the appropriation authorized in section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight, is hereby reappropriated and made available for expenditure, under the authority of the state purchasing agent, as a special appropriation, so called, as provided in section fourteen of chapter twenty-nine of the General Laws, as amended, for personal services and expenses in connection with the closing of the college for veterans at Fort Devens. The responsibility of the augmented board of trustees of the University of Massachusetts, established under chapter five hundred and ninety-six of the acts of nineteen hundred and forty-six, with respect to the establishment, operation and termination of a branch of said university for providing instruction to certain veterans of World War II, shall cease on June thirtieth in the current year.	
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Service of the Department of Education.

	For the maintenance of the following textile schools, with the approval of the commissioner of education and the trustees:	
3513-32	Lowell textile institute, to be in addition to any amount authorized for the purpose in item 1332-00	\$2,280 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE PARKS AND SALISBURY BEACH RESERVATION FUND:

Division of Parks and Recreation.

Specials:

4012-00	For the cost of special facilities at Nickerson State Park	\$1,500 00
4014-00	For the cost of special facilities in state forest recreation areas	36,000 00
Total		\$37,500 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE PRISON INDUSTRIES FUND:

Service of the Department of Correction.

Item		
4401	For salaries of persons employed in the department of correction in certain supervisory and administrative work in prison industries, including not more than seven permanent positions, for the year nineteen hundred and forty-nine and the previous year; provided, that of the amount herein appropriated the proportions properly chargeable to the prison industries fund at the Massachusetts reformatory, the reformatory for women, the state prison and the state prison colony shall be determined by the comptroller	\$536 00
4511	For salaries of persons employed in industries at the reformatory for women, including not more than thirteen permanent positions	340 00
Total		\$876 00

METROPOLITAN DISTRICT COMMISSION FUNDS.

- 8602-31 Item 8602-31 of section two of chapter six hundred and sixty-nine is hereby amended by striking out the words appearing after the word "commission" in the sixth line and substituting in place thereof the words: —, to be assessed as part of the cost of maintenance of parks reservations.

DEFICIENCIES.

For deficiencies in certain appropriations of previous years, in certain funds, as follows:

2899	General Fund	\$64,793 60
2999	Highway Fund	5,841 01
3391	Inland Fisheries and Game Fund	217 25
3599	Veterans' Services Fund	871 24
3999	Special Assessment Funds	24 48
Metropolitan District Commission Funds, to be allocated by the comptroller according to the schedule as filed, and assessed as provided by law to the appropriate districts, under the applicable funds		15,794 91

SECTION 3. No payment shall be made or obligation incurred under authority of any special appropriation made by this act for construction of public buildings or other improvements at state institutions until plans and specifications have been approved by the governor, unless otherwise provided by such rules and regulations as the governor may make.

SECTION 4. No moneys appropriated under this act shall be expended for reimbursement for the expenses of meals for persons while traveling within the commonwealth

at the expense thereof, unless such reimbursement is in accordance with rules and rates which are hereby authorized to be established from time to time by the commission on administration and finance.

SECTION 5. The allowance to state employees for expenses incurred by them in the operation of motor vehicles owned by them and used in the performance of their official duties shall not exceed five and one half cents a mile.

SECTION 6. Amounts included for permanent positions in sums appropriated in section two for personal services are based upon schedules of permanent positions and salary rates as approved by the joint committee on ways and means, and, except as otherwise shown by the files of said committee, a copy of which shall be deposited with the division of personnel and standardization, no part of sums so appropriated in section two shall be available for payment of salaries of any additional permanent positions, or for payments on account of reallocations of permanent positions, or for payments on account of any change of salary range or compensation of any permanent position, notwithstanding any special or general act to the contrary.

SECTION 7. In addition to the payment of regular salaries, sums appropriated for personal services in the fiscal year nineteen hundred and forty-nine shall be available for the payment of such other forms of compensation as may be due under existing statutes, or under the provisions of rules and regulations made in accordance with said statutes.

SECTION 8. All federal subventions and grants available to the commonwealth under any act of Congress and not otherwise authorized to be received shall be paid into the treasury of the commonwealth; provided, however, that applications for such subventions and grants, and for transfers within such subventions and grants, shall be subject to the approval of the commission on administration and finance. All federal subventions and grants received by the commonwealth may be expended without specific appropriation if such expenditures are otherwise in accordance with law.

All income, including federal subventions and grants, received by the commonwealth from or on account of veterans in payment for veterans' services, shall be credited to the veterans' services fund.

SECTION 9. This act shall take effect upon its passage.

Approved May 20, 1949.

Chap.309 AN ACT TO PROVIDE FOR A SPECIAL CAPITAL OUTLAY PROGRAM FOR THE COMMONWEALTH.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide funds immediately for a special capital outlay program for the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. To provide for a special program of construction, reconstruction, alteration and improvement of various state institutions and properties, and for the purchase of certain property, the sums set forth in section two of this act, for the several purposes and subject to the conditions specified in said section two, are hereby made available, subject to the provisions of law regulating the disbursement of public funds and the approval thereof. It is further provided that all projects authorized by this act shall be considered as special appropriations, so called, as provided in section fourteen of chapter twenty-nine of the General Laws, as amended.

SECTION 2.

Service of the Department of Mental Health.		
Item		
	Belchertown State School:	
7917-01	For the construction of an infirmary building, including the cost of furnishings and equipment	\$1,078,000
7917-02	For certain power plant improvements and equipment	245,000
	Walter E. Fernald State School:	
7917-03	For the construction of a hospital building, including the cost of furnishings and equipment	\$630,000
	Wrentham State School:	
7917-04	For the construction of an infirmary building with connecting tunnels, including the cost of furnishings and equipment	\$866,250
7917-05	For certain improvements to the water supply systems, to be in addition to any funds available for this purpose	95,000
7917-06	To cover unexpected contingencies in the cost of projects authorized by this act to be allocated by the commission on administration and finance, with the approval of the governor and council	85,750

SECTION 3. No payment shall be made or obligation incurred in carrying out any of the aforesaid projects until plans, specifications and contracts therefor, and alterations thereto subsequently proposed, have been approved by the Massachusetts public building commission, unless otherwise provided by such rules or regulations as said commission may make.

SECTION 4. To meet the expenditures necessary in carrying out the provisions of this act the state treasurer shall, upon request of the governor and council, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor and council from time to time, but not exceeding, in the aggregate, the sum of three million dollars. All bonds issued by the commonwealth as aforesaid shall be designated on their face, Capital Outlay Loan, Act of 1949, and shall be on the serial payment plan for such maximum term of years, not exceeding five years, as the governor may recommend to the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution of the commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest payable semi-annually at such rate as the state treasurer, with the approval of the governor, shall fix, but such bonds shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, nineteen hundred and fifty-five.

Approved May 20, 1949.

AN ACT AUTHORIZING THE HINGHAM INSTITUTION FOR SAVINGS TO EXPEND MONEY FOR BUILDING PURPOSES. Chap.310

Be it enacted, etc., as follows:

SECTION 1. The Hingham Institution for Savings, a savings bank located in the town of Hingham, for the purpose of constructing a new building in which to conduct its banking business, may expend whatever amount shall be approved by the commissioner of banks, not in excess, however, of the sum of seventy-five thousand dollars.

SECTION 2. This act shall take effect upon its passage.

Approved May 23, 1949.

AN ACT AUTHORIZING THE TOWN OF EDGARTOWN TO CONSTRUCT A CHANNEL FROM EDGARTOWN GREAT POND TO THE OCEAN. Chap.311

Be it enacted, etc., as follows:

SECTION 1. The town of Edgartown is hereby authorized to construct a channel from Edgartown Great Pond in said town to the ocean, and may raise and appropriate such sums of money as may be necessary to accomplish such purpose. Said town may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by lease, purchase or otherwise, such land and easements within its limits as may be necessary for the construction and maintenance of such channel.

SECTION 2. This act shall take effect upon its passage.

Approved May 23, 1949.

Chap.312 AN ACT RELATIVE TO THE SALARY OF THE JUSTICE OF THE DISTRICT COURT OF LOWELL, AND RELATIVE TO THE COMPENSATION OF THE SPECIAL JUSTICE OF SAID COURT.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 218, § 78,
etc., amended.

SECTION 1. Section 78 of chapter 218 of the General Laws, as most recently amended by section 3 of chapter 667 of the acts of 1948, is hereby further amended by inserting after the word "Somerville" in line 5 the words: — , district court of Lowell, — and by striking out, in line 7, the words "district court of Lowell,".

Repeal.

SECTION 2. Section 5A of said chapter 667 is hereby repealed.

SECTION 3. This act shall take effect upon its passage.

Approved May 23, 1949.

Chap.313 AN ACT ESTABLISHING THE SALARIES OF THE DEPUTY ASSESSORS OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Chapter 93 of the Special Acts of 1918 is hereby amended by striking out section 3, as most recently amended by section 1 of chapter 263 of the acts of 1945, and inserting in place thereof the following: — *Section 3.* The mayor shall also appoint for an indeterminate term, under the laws and rules governing the classified civil service of the commonwealth, five deputy assessors and such appointees shall hold office in accordance with such laws and rules. Appointments to fill vacancies shall be made in like manner. Each deputy assessor shall receive an annual salary of six thousand dollars and shall perform such duties as the board of assessors may prescribe.

SECTION 2. This act shall take full effect upon its acceptance by the mayor of the city of Boston, but not otherwise.

Approved May 23, 1949.

Chap.314 AN ACT EXTENDING THE PERIOD WITHIN WHICH CITIES AND TOWNS MAY PROVIDE HOUSING FOR VETERANS OF WORLD WAR II UNDER CERTAIN EMERGENCY HOUSING LAWS.

Be it enacted, etc., as follows:

The period of five years from the operative date of chapter three hundred and seventy-two of the acts of nineteen hundred and forty-six within which cities and towns in which a shortage of housing exists are authorized to provide shelter for such of their inhabitants as are veterans of World War II in the manner designated by said chapter three hundred and seventy-two is hereby extended, for the purposes of sections four and five of said chapter three hundred and seventy-two, until May twenty-third, nineteen hundred and fifty-four, unless the general court shall previously

determine that the time of public exigency, emergency and distress referred to in said chapter three hundred and seventy-two has ended.
Approved May 23, 1949.

AN ACT EXTENDING THE TIME DURING WHICH THE CITY OF NEWTON MAY ACCEPT CERTAIN PROVISIONS OF LAW RELATING TO PENSIONS FOR SCHOOL JANITORS AND FOR FOREMEN. Chap.315

Be it enacted, etc., as follows:

The mayor and board of aldermen of the city of Newton may accept sections forty-four and forty-five A of chapter thirty-two of the General Laws, and paragraph (c) of section seventy-seven of said chapter, prior to January first, nineteen hundred and fifty, any provisions of said chapter or of any other law to the contrary notwithstanding.

Approved May 23, 1949.

AN ACT PROVIDING FOR THE ACCEPTANCE BY THE TOWN OF SOUTHBRIDGE OF CERTAIN RETIREMENT LAWS. Chap.316

Be it enacted, etc., as follows:

Notwithstanding any general or special law to the contrary, the provisions of sections eighty-five A and eighty-five D of chapter thirty-two of the General Laws shall be in force in the town of Southbridge; provided, that said town accepts said sections during the current year.

Approved May 23, 1949.

AN ACT RELATIVE TO THE NOTICE PRIOR TO THE SALE BY THE CITY OF BOSTON OF PROPERTY ACQUIRED BY SAID CITY BY TAX TITLE FORECLOSURE. Chap.317

Be it enacted, etc., as follows:

Chapter 434 of the acts of 1943 is hereby amended by striking out section 4 and inserting in place thereof the following section:— *Section 4.* The mayor shall appoint from the board a committee consisting of the chairman and two other members, to be known as the committee on foreclosed real estate. The chairman, acting on behalf of the city, may, subject to the restrictions hereinafter provided, let or lease real estate referred to in section two or any portion thereof, or interest therein. The chairman, acting on behalf of the city, subject to such restrictions, may also sell such real estate, or any portion thereof, or any interest therein, at public auction, first posting a notice thereof in two or more convenient and public places in the city at least fourteen days before such sale. Such notice shall contain a description of the property to be sold sufficient to identify it, and shall state the date, time and place appointed for the sale thereof and the terms and conditions of such sale. The chairman may reject any and all bids at such sale or any

adjournment thereof if in his opinion no bid is made which approximates the fair value of the property, and he may adjourn the sale from time to time for such periods as he deems expedient, giving notice thereof at the time and place appointed for the sale or any adjournment thereof. Failure to post a notice as herein provided, or any insufficiency in the notice posted, shall not invalidate the title to any property sold hereunder.

Approved May 23, 1949.

Chap.318 AN ACT RELATIVE TO THE ELIGIBILITY OF PERSONS ELECTED TO THE SCHOOL COMMITTEE IN CERTAIN CITIES TO HOLD OTHER MUNICIPAL OFFICE.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 43, § 32, amended.

School committee to appoint superintendent, etc.

Members not to hold other offices.

Section 32 of chapter 43 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in lines 8 and 9, the words "during the term for which he is elected" and inserting in place thereof the words: — while a member thereof, — so as to read as follows: — *Section 32.* The school committee shall elect a superintendent of schools annually, except as provided in section forty-one of chapter seventy-one, and may, under chapter thirty-one, appoint, suspend or remove at pleasure such subordinate officers or assistants, including janitors of school buildings, as it may deem necessary for the proper discharge of its duties and the conduct of its business; it shall define their terms of service and their duties, and shall fix their compensation. No member of the school committee, except the mayor, shall, while a member thereof, hold any other office or position the salary or compensation for which is payable out of the city treasury. The committee shall organize annually on the first Monday in January, and shall elect one of its members as vice chairman, who shall preside at all meetings of the committee at which the mayor is not present.

Approved May 23, 1949.

Chap.319 AN ACT PLACING THE OFFICE OF AGENT OF VETERANS' BENEFITS AND DIRECTOR OF VETERANS' SERVICES OF THE CITY OF WORCESTER UNDER THE CIVIL SERVICE LAWS.

Be it enacted, etc., as follows:

SECTION 1. The office of agent of veterans' benefits and director of veterans' services of the city of Worcester is hereby placed within the classified civil service.

SECTION 2. This act shall take effect on its passage.

Approved May 23, 1949.

Chap.320 AN ACT TO AUTHORIZE THE CITY OF ATTLEBORO TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing a school building and originally equipping and furnishing said build-

ing, the city of Attleboro may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, six hundred thousand dollars, and may issue bonds or notes of the city therefor, which shall bear on their face the words, Attleboro School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, excluding the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 23, 1949.

AN ACT TO LICENSE AND REGULATE THE BUSINESS OF BUYING, SELLING AND MANUFACTURING SO CALLED RENEWED, REBUILT OR RECONSTRUCTED AUTOMOBILE ENGINES AND PARTS.

Chap. 321

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to provide for the immediate licensing and regulating of the business referred to therein, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Section 32A of chapter 90 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding the following paragraph: —

G. L. (Ter.
Ed.), 90, § 32A,
amended.

Notwithstanding any provision of law to the contrary, the registrar shall be the sole authority to issue licenses to persons engaged in the business of buying, selling or manufacturing so called renewed, rebuilt or reconstructed automobile engines or parts. No person shall alter, change or substitute any serial number by authority of a certificate issued under the preceding paragraph unless he is licensed under this paragraph. The registrar shall have the right to charge a fee not exceeding fifteen dollars annually for such license, and such license may be revoked by him for cause. The holder of a license granted under this paragraph shall keep records of all engines acquired and sold, and the names of the persons from whom acquired and to whom sold, recording the serial numbers thereon, if any. The licensee shall forward to the registry on Monday of each week a copy of said record. All records shall be kept legibly and in permanent form and shall be open for inspection at all times to the registrar and his agents and to any police officer.

Registrar to
license and
regulate
purchase and
sale of rebuilt
engines or
parts.

Approved May 23, 1949.

Chap.322 AN ACT TO AUTHORIZE THE TOWN OF HINSDALE TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING AN ADDITION TO A SCHOOL BUILDING AND FOR EQUIPPING AND FURNISHING THE SAID ADDITION.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing an addition to an existing school building, and for originally equipping and furnishing said addition, the town of Hinsdale may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one hundred and twenty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Hinsdale School Addition Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 23, 1949.

Chap.323 AN ACT AUTHORIZING THE TOWN OF GRAFTON TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing and originally equipping and furnishing a school building, the town of Grafton may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, four hundred thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, Grafton School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 23, 1949.

Chap.324 AN ACT RELATIVE TO THE COMPENSATION OF THE MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEW BEDFORD.

Be it enacted, etc., as follows:

Upon petition signed by eighty per cent or more of the regular permanent members of the police department of the

city of New Bedford, containing a schedule of salaries proposed for the several grades of said department, filed with the city clerk of said city not later than sixty days prior to the regular municipal election in said city in the current year, there shall be placed upon the official ballot to be used at said election the following question: — "Shall the compensation of the members of the police department of the city of New Bedford be established as provided in the following schedule?

	Per Annum.
Chief	\$5,000 00
Deputy chief	4,500 00
Captain	4,058 85
Lieutenant	3,641 85
Super. of M. V.	3,459 35
Sergeant	3,276 85
Patrolman	2,976 85
Policewoman	2,976 85
First year patrolman	2,768 85"

; provided, that the rates of compensation in such petition shall be inserted in said question, without change. If a majority of the votes in answer to said question is in the affirmative the compensation of the members of said police department shall be established as therein set forth and each member shall receive from said city from and after January first, nineteen hundred and fifty the amount of the salary set forth in said schedule for his grade.

Approved May 23, 1949.

AN ACT PROVIDING THAT MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF BOSTON MAY ORGANIZE FOR CERTAIN PURPOSES AND HAVE THE RIGHT OF PETITION TO THE GENERAL COURT AND TO THE CITY COUNCIL OF SAID CITY.

Chap.325

Be it enacted, etc., as follows:

Section 10 of chapter 291 of the acts of 1906, as most recently amended by chapter 211 of the acts of 1920, is hereby further amended by adding at the end the following two paragraphs: —

No such rule or regulation made under authority of this section shall forbid police officers from organizing or belonging to any organization composed solely of members of said police force and not affiliated with any outside organization other than the Massachusetts Police Association, and having among its objects the improvement of their conditions of employment, including leaves of absence, hours of labor and compensation.

Any member of said force shall have the right to petition the general court or the city council of the city of Boston and to appear before any committee thereof, provided that this paragraph shall not authorize any member to absent himself from duty without permission.

Approved May 23, 1949.

Chap.326 AN ACT RELATIVE TO THE STATUS OF RAYMOND McGRATH
AS A MEMBER OF THE FIRE DEPARTMENT OF THE CITY OF
FITCHBURG.

Be it enacted, etc., as follows:

SECTION 1. Raymond McGrath, who served as a military substitute in the fire department of the city of Fitchburg from September, nineteen hundred and forty-five to February, nineteen hundred and forty-eight, and who was injured in the performance of duty, shall be deemed to be permanently appointed to the position of fireman in said fire department without examination and without being required to serve any probationary period; provided, that he submits proof, satisfactory to the director of civil service, that such injury does not incapacitate him for the performance of the duties of fireman in said fire department.

SECTION 2. This act shall take effect upon its passage.

Approved May 24, 1949.

Chap.327 AN ACT TO EXTEND THE TIME COUNTIES, CITIES, TOWNS AND
DISTRICTS MAY INCUR DEBT TO SECURE THE BENEFITS
PROVIDED BY THE FEDERAL GOVERNMENT TO ASSIST THEM
IN PUBLIC WORKS PROJECTS.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make available without interruption to counties, cities, towns and districts financial assistance by the federal government for public works projects, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 6 of chapter 74 of the acts of 1945, as amended by chapter 526 of the acts of 1947, is hereby further amended by striking out, in line 4, the word "forty-nine" and inserting in place thereof the word: — fifty-one, — so as to read as follows: — *Section 6.* Loans by counties, cities, towns and districts may be authorized under the provisions of this act until July first, nineteen hundred and fifty-one.

Approved May 24, 1949.

Chap.328 AN ACT TO AUTHORIZE THE TOWN OF LEYDEN TO BORROW
MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a new school building in the town of Leyden, said town may borrow, from time to time within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, thirty thousand dollars, and may issue bonds or notes

therefor, which shall bear on their face the words, Leyden School Building Loan, Act of 1949. Each authorized loan shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 24, 1949.

AN ACT AUTHORIZING THE TOWN OF HOPKINTON TO BORROW MONEY FOR SCHOOL PURPOSES. Chap.329

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing one or more school buildings and of originally equipping and furnishing the same, the town of Hopkinton may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one hundred and fifty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Hopkinton School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 24, 1949.

AN ACT PLACING UNDER THE CIVIL SERVICE LAWS THE POSITION OF CLERK OF WORKS IN THE TRANSIT DEPARTMENT OF THE CITY OF BOSTON, AND RELATIVE TO THE RETIREMENT RIGHTS OF THE INCUMBENT OF SAID POSITION. Chap.330

Be it enacted, etc., as follows:

SECTION 1. The incumbent of the position of clerk of works in the transit department of the city of Boston on the effective date of this act shall be subjected to a qualifying examination for said position by the division of civil service. If said incumbent passes said examination, he shall be certified for said position and shall be deemed to be permanently appointed thereto, without serving any probationary period.

SECTION 2. Said incumbent, upon his permanent appointment as aforesaid, shall be permitted to be a member in the Boston retirement system as of the date of his original appointment to said position, and he shall be permitted

to pay into the annuity savings fund of said system an amount equal to that which his account therein would be if he had been a member in said system since said date.

SECTION 3. This act shall take effect upon its passage.

Approved May 24, 1949.

Chap.331 AN ACT AUTHORIZING THE TOWN OF HOLLISTON TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of acquiring land for and constructing a school building and of originally equipping and furnishing such building, the town of Holliston may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, five hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Holliston School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 24, 1949.

Chap.332 AN ACT AUTHORIZING THE COMMISSIONER OF LABOR AND INDUSTRIES TO SUSPEND THE OPERATION OF CERTAIN STATUTES.

Emergency
preamble.

Whereas, Provisions of law similar to those set forth in this act are about to cease to be effective, but the circumstances and conditions which made advisable their enactment still continue, and it is urgent that said provisions be continued in effect without interruption, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The commissioner of labor and industries is hereby authorized, in conformity with Article XX of Part the First of the Constitution of the Commonwealth, to suspend until July first, nineteen hundred and fifty, the application or operation of any provision of chapter one hundred and forty-nine of the General Laws, as amended, or of any rule or regulation made thereunder, regulating, limiting or prohibiting the employment of women or minors, or both. The commissioner shall exercise this authority when he finds, after opportunity has been given to interested parties to be heard, that an emergency exists or that conditions of hardship in an industry, branch of an industry, or individual establishment require or justify the suspension of any provi-

sion of such laws, rules or regulations. Suspensions issued by the commissioner shall prescribe, and may be either granted or limited to, one or more particular departments, operations or occupations within an establishment, or a particular industry or branch of an industry. The commissioner shall appoint industry advisory committees, on which employers and employees shall be equally represented, to consult and advise with him in matters relating to the suspensions authorized by this section.

Approved May 24, 1949.

AN ACT FURTHER DEFINING THE PRACTICE OF DENTISTRY. *Chap. 333*

Be it enacted, etc., as follows:

Chapter 112 of the General Laws is hereby amended by striking out section 50, as amended by chapter 344 of the acts of 1935, and inserting in place thereof the following section: — *Section 50.* A person shall be deemed to be practicing dentistry if he holds himself out as being able to diagnose, treat, operate or prescribe for any disease, pain, injury, deficiency, deformity or other condition of the human teeth, alveolar process, gums or jaws, and associated parts, intraorally or extraorally, or if he either offers or undertakes by any method to diagnose, treat, operate or prescribe for any disease, pain, injury, deficiency, deformity or other condition of the same; or if he, except on the written prescription of a registered dentist and by the use of impressions made by a registered dentist, directly or indirectly by mail, carrier, personal agent, or by any other method, supplies, constructs, reproduces, relines, repairs, adds or directs the application of any substance to dentures, bridges, appliances or other structures to be used and worn as substitutes for natural teeth; or if he places such substitutes in the mouth or adjusts the same.

G. L. (Ter. Ed.), 112, § 50, etc., amended.

Practice of dentistry further defined.

Approved May 24, 1949.

AN ACT RELATIVE TO SLAUGHTERING.

Chap. 334

Be it enacted, etc., as follows:

SECTION 1. Section 119 of chapter 94 of the General Laws, as amended by section 2 of chapter 332 of the acts of 1943, is hereby further amended by striking out, in lines 8 and 9, the words "one dollar" and inserting in place thereof the words:—ten dollars,—so as to read as follows:—*Section 119.* The aldermen, selectmen, or such other officers as they shall designate, or, in a town having a population of more than five thousand, the board of health, if any, may annually issue licenses to carry on the business of slaughtering neat cattle, horses, mules, sheep or swine to applicants therefor. Except as provided in sections one hundred and twenty and one hundred and twenty A, the fee for each license shall be ten dollars. The license shall name the persons licensed to conduct such business, and the

G. L. (Ter. Ed.), 94, § 119, etc., amended.

Licenses for the slaughtering of certain animals.

building or establishment where it is to be carried on, and it shall continue in force until May first of the year next ensuing, unless sooner forfeited or rendered void. A record shall be kept by the board or officers authorized to issue such licenses of all applications for licenses under section one hundred and eighteen and of all licenses issued, which shall be evidence of the issue of any such license. Such board or officers shall annually, on or before June first, send to the department of public health a copy of each application made to them under section one hundred and eighteen and of their action thereon, together with a list of the names and addresses of all persons who, although engaged in the business named in said section on the preceding April thirtieth, failed to make application for a license.

G. L. (Ter. Ed.), 94, § 120, etc., amended.

Fee for annual license.

SECTION 2. Said chapter 94 is hereby further amended by striking out section 120, as amended by section 3 of said chapter 332, and inserting in place thereof the following: — *Section 120.* In cities and towns which accept this section the annual license fee for carrying on the business of slaughtering neat cattle, horses, mules, sheep or swine shall be such sum, not exceeding one hundred dollars, as the aldermen or selectmen fix.

G. L. (Ter. Ed.), 94, § 120A, etc., amended.

City or town may require certain further fees.

SECTION 3. Said chapter 94 is hereby further amended by striking out section 120A, as amended by section 4 of said chapter 332, and inserting in place thereof the following: — *Section 120A.* A city or town which accepts this section may, in addition to the annual fee under section one hundred and nineteen or one hundred and twenty, for a license to carry on the business of slaughtering neat cattle, horses, mules, sheep or swine, require the payment by the licensee of a further fee of not exceeding one dollar for each animal slaughtered under such license, but such further fee shall not be required for any animal slaughtered under federal inspection. Additional fees provided for under this section shall be paid only by the licensee or his authorized agent and only to the city or town treasurer at such times and in such manner as the aldermen or selectmen by vote determine. The inspector referred to in section one hundred and twenty-six shall not act in the capacity of such authorized agent.

G. L. (Ter. Ed.), 94, § 129, etc., amended.

Certain carcasses not to be sold or offered for sale.

SECTION 4. Section 129 of said chapter 94, as amended by section 3 of chapter 213 of the acts of 1946, is hereby further amended by striking out, in line 9, the word "human", — so as to read as follows: — *Section 129.* Carcasses of animals slaughtered under sections one hundred and eighteen, one hundred and nineteen, one hundred and twenty-five to one hundred and twenty-seven, inclusive, and one hundred and thirty-three and not stamped or branded as provided in section one hundred and twenty-seven, and all other carcasses of neat cattle, horses, mules, sheep or swine which have not been slaughtered, inspected and stamped or branded, as provided in said sections, shall be deemed unfit for food and shall not be sold or offered for sale.

SECTION 5. Section 130 of said chapter 94, as amended by section 4 of said chapter 213, is hereby further amended by striking out, in line 4, the word "human", — and by inserting after the word "counterfeits" in line 13 the words: —, procures or has in his possession, — so as to read as follows: — *Section 130.* Whoever sells, or offers for sale, or has in his possession with intent to sell, a carcass or any part thereof deemed unfit for food, as provided in section one hundred and twenty-nine, or whoever, not being a member of a local board of health or a duly appointed inspector, stamps or brands a carcass or any part thereof required by section one hundred and twenty-seven or one hundred and thirty-three to be stamped or branded, or whoever being a member of a board of health or a duly appointed inspector permits or allows the use of his stamp or brand by one not a member of a board of health or a duly appointed inspector, or whoever counterfeits, procures or has in his possession any stamp or brand required by section one hundred and twenty-seven, or whoever stamps or brands any carcass or any part thereof with any counterfeit stamp or brand, shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than two months, or both.

G. L. (Ter. Ed.), 94, § 130, etc., amended.

Penalty for selling or offering for sale carcasses in violation of preceding section.

SECTION 6. Said chapter 94 is hereby further amended by striking out section 131, as amended by section 6 of chapter 332 of the acts of 1943, and inserting in place thereof the following: — *Section 131.* Carcasses of neat cattle, horses, mules, sheep or swine slaughtered without the commonwealth shall be deemed unfit for food, and shall not be sold or offered for sale unless they have been inspected at the time of slaughter by an inspector of the Bureau of Animal Industry of the United States Department of Agriculture and have been stamped or branded by said inspector; or, in the case of carcasses slaughtered outside the United States, unless they have been inspected at the time of slaughter in a manner and under certification acceptable to the Bureau of Animal Industry of the United States Department of Agriculture and have subsequently been examined and stamped or branded by said Bureau of Animal Industry.

G. L. (Ter. Ed.), 94, § 131, etc., amended.

Carcasses of animals slaughtered outside state not to be sold until stamped, etc.

SECTION 7. Section 132 of said chapter 94, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "sale" in line 1 the word: —, handles, — so as to read as follows: — *Section 132.* Whoever sells or offers for sale, handles, or has in his possession with intent to sell, a carcass, or any part thereof, required by the preceding section to be stamped or branded and which has not been stamped or branded as therein provided, shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than two months, or both.

G. L. (Ter. Ed.), 94, § 132, amended.

Penalty for violation of preceding section.

SECTION 8. Section 137 of said chapter 94, as so appearing, is hereby amended by inserting after the word "section" in line 1 the words: — one hundred and thirty, — so as to

G. L. (Ter. Ed.), 94, § 137, amended.

Conviction
of violation
shall void
license.

read as follows: — *Section 137.* A conviction under section one hundred and thirty, one hundred and thirty-four or one hundred and thirty-five of any person licensed under section one hundred and nineteen shall render his license void, and no new license shall be granted to him for the balance of the term of the license so rendered void.

G. L. (Ter.
Ed.), 94, § 1,
amended.

SECTION 9. Section 1 of said chapter 94 is hereby amended by striking out the paragraph defining "Food", as appearing in the Tercentenary Edition, and inserting in place thereof the following: —

"Food"
defined.

"Food", in sections one hundred and eighteen to one hundred and fifty-one, inclusive, one hundred and fifty-four to one hundred and fifty-six, inclusive, one hundred and eighty-one, and one hundred and eighty-six to one hundred and ninety-six, inclusive, includes all articles, whether simple, mixed or compound, used for food or drink, confectionery or condiment, by man or animal.

Approved May 24, 1949.

Chap.335

AN ACT INCREASING THE COMPENSATION OF JURORS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 262, § 25,
etc., amended.

Section 25 of chapter 262 of the General Laws, as most recently amended by section 1 of chapter 236 of the acts of 1945, is hereby further amended by striking out, in line 3, the word "eight" and inserting in place thereof the word: — ten, — and by striking out, in line 4, the word "six" and inserting in place thereof the word: — eight, — so as to read as follows: — *Section 25.* The compensation of traverse jurors impanelled to try cases of murder in the first degree shall be ten dollars, and that of all other traverse jurors and of grand jurors eight dollars, for each day's service. All jurors shall receive for each day of actual attendance five cents a mile for travel out and home, but not for such time as the jury is held under restraint, by order of court, at the expense of the county. If the expense of a juror who attends court, necessarily and actually incurred for transportation out and home once in each day, exceeds the amount of the said allowance for travel, he shall be allowed the amount of such expense in lieu of the said travel allowance. If a grand or traverse juror is required to be in attendance for five or more consecutive days he shall receive his fees not later than the end of every fifth day of such attendance.

Compensation
of jurors
increased.

Approved May 24, 1949.

Chap.336 AN ACT INCREASING THE MEMBERSHIP OF THE SOLDIERS' MEMORIAL COMMISSION OF THE CITY OF HOLYOKE.

Be it enacted, etc., as follows:

SECTION 1. The membership of the soldiers' memorial commission of the city of Holyoke, established by chapter one hundred and thirteen of the acts of nineteen hundred

and twenty-nine, is hereby increased by the addition of two appointive members who shall be veterans of World War II. Said additional members shall be appointed by the mayor, one of whom shall be appointed to serve for two years and the other shall be appointed to serve for three years. Their successors shall be appointed in the same manner as the successors of the other appointive members as provided by the provisions of said chapter one hundred and thirteen.

SECTION 2. This act shall take full effect upon its acceptance by the board of aldermen of the city of Holyoke, subject to the provisions of its charter, but not otherwise.

Approved May 24, 1949.

AN ACT AUTHORIZING THE MALDEN RETIREMENT BOARD TO
RETIRE JOSEPH TOBACCO. Chap.337

Be it enacted, etc., as follows:

SECTION 1. The retirement board of the city of Malden is hereby authorized to retire Joseph Tobacco for accidental disability as originally voted by said board under date of April thirteenth, nineteen hundred and forty-eight, notwithstanding the fact that, through no fault of his own, his application for such retirement was not seasonably filed.

SECTION 2. This act shall take effect upon its passage.

Approved May 25, 1949.

AN ACT RELATIVE TO THE OFFICE OF MAYOR OF THE CITY
OF HAVERHILL AND THE ADMINISTRATION OF THE AFFAIRS
OF SAID CITY. Chap.338

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of general law, of any special act relating to the city of Haverhill or of any ordinance of said city, the city clerk thereof in office on the effective date of this act shall, on said date, become temporary mayor, under the designation of "temporary mayor", and shall exclusively, during the period beginning with said effective date and ending upon the qualification of the person elected at the municipal election in the current year to the office of mayor of said city, possess all the rights and powers, perform all the duties and be subject to all the obligations of mayor of said city, and during said period he shall receive compensation as temporary mayor at the rate now provided for him as city clerk and shall not receive compensation as city clerk. During said period he shall be deemed to be on leave of absence from the office of city clerk, and the duties of said office shall be performed by the assistant city clerk. At the end of said period, said city clerk shall be entitled to return to and resume the duties of the office of city clerk.

SECTION 2. There shall be no special election to fill any vacancy in the office of mayor of the city of Haverhill prior

to the regular municipal election to be held in said city in the current year, notwithstanding the provisions of section thirty-seven of chapter five hundred and seventy-four of the acts of nineteen hundred and eight.

SECTION 3. This act shall take effect upon its passage.

Approved May 25, 1949.

Chap.339 AN ACT AUTHORIZING THE CITY OF CHELSEA TO BORROW MONEY OUTSIDE THE DEBT LIMIT FOR CERTAIN PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The city of Chelsea may borrow in the year nineteen hundred and forty-nine a sum of money not exceeding four hundred thousand dollars in anticipation of amounts to be received from the sale of real estate and from rentals, if any, on dwellings which have been moved, erected or constructed thereon with the proceeds of an appropriation voted by said city on the twenty-seventh day of September, nineteen hundred and forty-eight, for the purpose of providing temporary shelter in accordance with the provisions of section nineteen of chapter forty of the General Laws, and may issue bonds or notes of the city therefor payable in not more than two years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to the applicable provisions of chapter forty-four of the General Laws, exclusive of the provisions contained in the first paragraph of section seven thereof. The amount borrowed under the authority of this act may be used by the assessors as available funds in the determination of the nineteen hundred and forty-nine tax rate of said city.

SECTION 2. Notwithstanding the provisions of section sixty-three of chapter forty-four of the General Laws, the proceeds from the sale of real estate and from rentals if any, as provided in section one of this act shall be used as follows: —

First, for the payment of debt and interest on debt incurred under authority of this act;

Second, to reimburse the city of Chelsea, in its entirety, for all costs, charges, expenses and commitments, direct or indirect, increased or paid by the city of Chelsea in connection with providing temporary shelter for persons deprived of their abode by construction of the Mystic River bridge;

Third, to reimburse the Mystic River Bridge Authority for any expenditures made by the Authority in connection with providing temporary shelter for persons deprived of their abode by construction of the Mystic River bridge;

Fourth, any balance remaining after payments have been made as herein provided shall be divided between the city of Chelsea and the Mystic River Bridge Authority in the

proportion that the said city and the said Authority have expended funds for temporary shelter of the persons referred to in the preceding paragraph.

SECTION 3. All acts and commitments done or entered into by said city of Chelsea under the foregoing conditions and circumstances shall be considered as required to be done and entered into by reason of the aforesaid public exigency, emergency or distress.

SECTION 4. This act shall take effect upon its passage.

Approved May 25, 1949.

AN ACT PERTAINING TO THE INVESTMENT OF DEPOSITS AND THE INCOME DERIVED THEREFROM OF SAVINGS BANKS IN OBLIGATIONS OF FEDERAL INTERMEDIATE CREDIT BANKS.

Chap.340

Be it enacted, etc., as follows:

Section 54 of chapter 168 of the General Laws is hereby amended by inserting after clause Seventh A the following clause:—

G. L. (Ter. Ed.), 168, § 54, cl. Seventh B, added.

Seventh B. In consolidated obligations of the federal intermediate credit banks when such consolidated obligations will mature in or within one year from the date of investment therein.

Investment of deposits, etc., of savings banks.

Approved May 25, 1949.

AN ACT FURTHER REGULATING INVESTMENTS BY CREDIT UNIONS.

Chap.341

Be it enacted, etc., as follows:

Chapter 171 of the General Laws is hereby amended by striking out section 21, as most recently amended by chapter 76 of the acts of 1946, and inserting in place thereof the following section:— *Section 21.* The capital, deposits and surplus of a credit union shall be invested in loans to members, with approval of the credit committee, as provided in section twenty-two, and also when so required herein, of the board of directors; and any capital, deposits or surplus funds in excess of the amount for which loans shall be approved by the credit committee and the board of directors, may be deposited in savings banks or trust companies incorporated under the laws of this commonwealth, or in national banks located therein, or invested in any bonds, notes, bankers' acceptances or bank stocks which are at the time of their purchase legal investments for savings banks in this commonwealth, or, to the extent authorized by section three of chapter two hundred and sixteen of the acts of nineteen hundred and thirty-two, in the shares of Central Credit Union Fund, Inc., or in the shares of co-operative banks incorporated in this commonwealth, or in shares of federal savings and loan associations having a usual place of business within the commonwealth to an amount not to exceed five thousand dollars in any one of such associations, but not more than three per cent of the assets of a credit union shall be

G. L. (Ter. Ed.), 171, § 21, etc., amended.

Investments by credit unions, regulated.

invested in bank stocks at any one time. At least five per cent of the total assets of a credit union shall be carried as cash on hand or as balances due from banks and trust companies, or invested in the bonds or notes of the United States, or of any state, or subdivision thereof, which are legal investments for savings banks as above provided, or in the shares of Central Credit Union Fund, Inc.; provided, that such bonds, notes or shares are the absolute property and under the control of such credit union. Whenever the aforesaid ratio falls below five per cent, no further loans shall be made until the ratio as herein provided has been re-established. Investments, other than personal loans, shall be made only with the approval of the board of directors. Subject to such approval and to the approval of the commissioner, a credit union may invest a sum not exceeding its guaranty fund and other surplus accounts in the purchase of a suitable site and the erection or preparation of a suitable building for the convenient transaction of its business.

Approved May 25, 1949.

Chap. 342 AN ACT RELATIVE TO CERTAIN EXEMPTIONS FROM THE
EXCISE ON REGISTERED MOTOR VEHICLES AND TRAILERS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 60A, § 1,
etc., amended.

Section 1 of chapter 60A of the General Laws is hereby amended by striking out the fourth paragraph, as most recently amended by section 1 of chapter 718 of the acts of 1941, and inserting in place thereof the following paragraph:—

Certain
registered
motor vehicles
and trailers
exempt from
excise tax.

The excise imposed by this section shall not apply to motor vehicles or trailers owned and registered by the commonwealth or any political subdivision thereof, or to motor vehicles or trailers owned and registered by a corporation whose personal property is exempt from taxation under clause Third of section five of chapter fifty-nine. Motor vehicles or trailers owned or controlled by a manufacturer or repairman to whom has been issued a general distinguishing number or mark under section five of chapter ninety, and motor vehicles or trailers owned or controlled by a dealer to whom has been so issued a general distinguishing number or mark, shall be exempt from the excise imposed by this section, upon application in writing filed with the assessors, if and so long as such motor vehicle or trailer is operated or propelled over the highways solely in connection with the business of the owner or controller as such manufacturer, dealer or repairman and in no way for his personal use or convenience or the personal use and convenience of his family or any other person; provided, that such application shall contain a statement subscribed by such owner or controller to the effect that such motor vehicle or trailer is and will be operated or propelled only in the manner aforesaid.

Approved May 25, 1949.

AN ACT RELATIVE TO THE LEASING BY CITIES AND TOWNS
OF SUITABLE HEADQUARTERS FOR VETERANS' ORGAN-
IZATIONS. Chap. 343

Be it enacted, etc., as follows:

SECTION 1. Chapter 40 of the General Laws is hereby amended by striking out the first paragraph of section 9, as most recently amended by section 3 of chapter 118 of the acts of the current year, and inserting in place thereof the following paragraph:—A city or town may, for the purpose of providing suitable headquarters for such post or posts of any veterans' organization incorporated or chartered by the congress of the United States, as have been in operation for at least three years, lease for a period not exceeding five years buildings or parts of buildings which shall be under the direction and control of such post or posts subject to regulations made in cities by the mayor with the approval of the council and in towns by vote of the town, and for said purposes a town with a valuation of less than five million dollars may annually appropriate not more than two thousand dollars; a town with a valuation of five million dollars but not more than twenty-five million dollars may annually appropriate not more than three thousand dollars; a town with a valuation of more than twenty-five million dollars but not more than fifty million dollars may annually appropriate not more than four thousand dollars; a town with a valuation of more than fifty million dollars but not more than seventy-five million dollars may annually appropriate not more than five thousand dollars; a town with a valuation of more than seventy-five million dollars but not more than one hundred million dollars may annually appropriate not more than six thousand dollars; a town with a valuation of more than one hundred million dollars but not more than one hundred and twenty-five million dollars may annually appropriate not more than seven thousand dollars; a town with a valuation of more than one hundred and twenty-five million dollars but not more than one hundred and fifty million dollars may annually appropriate not more than eight thousand dollars; and a town with a valuation of more than one hundred and fifty million dollars may annually appropriate eight thousand dollars, and in addition three thousand dollars for each additional one hundred and fifty million dollars of valuation, or major fraction thereof. The city council of a city may, by a two thirds vote, appropriate money for armories for the use of the state militia, for the celebration of holidays, for the purpose of providing or defraying the expenses of suitable quarters for posts of the Grand Army of the Republic, including the heating and lighting of such quarters, and for other like public purposes to an amount not exceeding in any one year one fiftieth of one per cent of its valuation for such year.

G. L. (Ter.
Ed.), 40, § 9,
etc., amended.

Leasing by
cities and
towns of
headquarters
for veterans'
organizations,
regulated.

SECTION 2. The provisions of section nine of chapter forty of the General Laws, as existing immediately prior to the effective date of this act, shall continue to apply in a city or town with respect to the veterans' organizations specified in said provisions as so existing.

Approved May 25, 1949.

Chap.344 AN ACT AUTHORIZING THE CITY OF NEWTON TO SELL AND CONVEY CERTAIN LAND HELD BY IT FOR PLAYGROUND PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The city of Newton, by its mayor when so authorized by the board of aldermen, may sell and convey free and clear from any obligation to use the same for playground purposes and any other public purposes a certain parcel of land situated on Winchester street in said city and described as follows: — Beginning at a point in the easterly line of Winchester street distant 94.90 feet northerly from the southerly tangent point of a curve of 760.73 radius in said easterly line of Winchester street; thence northerly 100.72 feet by Winchester street; thence easterly 194 feet by land of George C. Scully and William R. Scully; thence southerly 100 feet by Upland avenue; thence westerly 205.52 feet by land of Arkley S. Richards to the point of beginning. Said parcel of land containing 20,059 square feet is shown as Lot 47 of Section 53, Block 27 on the Assessors' Plans, and being the same lot as taken for playground purposes and shown as Plan No. 23031, dated November 10, 1930, William P. Morse, City Engineer. The title to said parcel of land was formerly in the name of Dewey G. Freeman — area 19,800 square feet.

SECTION 2. The proceeds of the sale of said real estate shall be used only for the purpose of improving parks and playgrounds laid out under chapter forty-five of the General Laws.

SECTION 3. This act shall take full effect upon its acceptance by the recreation commission and by the board of aldermen of said city, subject to the provisions of its charter, during the current year.

Approved May 25, 1949.

Chap.345 AN ACT PROHIBITING HAIRDRESSING SCHOOLS CHARGING FOR SERVICES OR MATERIALS USED IN CONNECTION WITH HAIRDRESSING OR MANICURING.

Be it enacted, etc., as follows:

Section 87U of chapter 112 of the General Laws, as most recently amended by section 3 of chapter 626 of the acts of 1941, is hereby further amended by inserting after the word "customer", in line 7, the words: —, and no school shall directly or indirectly make any charge for services or materials in connection with such practice of hairdressing or mani-

curing, — so as to read as follows:— *Section 87U.* All students enrolled in registered schools shall, within fifteen days after entering upon their courses of study, be registered with the board by such schools. Students at registered schools may, within such fifteen day period, register with the board. No fee shall be required for such registration. No student shall practice hairdressing or manicuring upon any paying customer, and no school shall directly or indirectly make any charge for services or materials in connection with such practice of hairdressing or manicuring. A school shall not pay a student for any services rendered by him.

Hairdressing schools may not charge for services or materials, etc.

Approved May 25, 1949.

AN ACT MAKING CERTAIN CHANGES IN THE LAWS RELATIVE TO CARRIERS OF PROPERTY BY MOTOR VEHICLE FOR COMPENSATION.

Chap. 346

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 159B of the General Laws, as amended, is hereby further amended by inserting after the paragraph defining "Person", as appearing in section 1 of chapter 483 of the acts of 1938, the following paragraph:—

G. L. (Ter. Ed.), 159B, § 2, etc., amended.

"Property", any physical matter whatsoever, regardless of value, over which the right of ownership or control may be exercised, including currency, documents and papers of all kinds.

"Property" defined.

SECTION 2. Section 14 of said chapter 159B, as most recently amended by section 6 of chapter 400 of the acts of 1945, is hereby further amended by inserting after the word "carrier", in line 2, the words:— or interstate licensee, — so as to read as follows:— *Section 14.* Every motor carrier or interstate licensee while operating on any way, when requested by an investigator or examiner of the commercial motor vehicle division of the department, who is in uniform or who displays the proper insignia of his office, shall stop and submit to said investigator or examiner all transportation documents, including bills of lading, way bills and other papers relating to his cargo which are in his possession and shall submit the cargo and other contents, if any, of his motor vehicle to such reasonable examination as may be necessary to inform the investigator or examiner of the nature and weight thereof. No such investigator or examiner shall make a detailed examination of the cargo or other contents of the motor vehicle at a place where the motor vehicle does not stop for purposes of loading or delivery, and no motor vehicle shall be unduly delayed for the purpose of weighing or be required to turn back upon or substantially to detour from the route upon which it was travelling when stopped by the investigator or examiner. Any such carrier who, personally or by his agent, violates any provision of this section shall be punished by a fine of not more than twenty-five dollars.

G. L. (Ter. Ed.), 159B, § 14, etc., amended

Motor carriers or interstate licensees must stop for inspection under certain circumstances.

Approved May 26, 1949.

Chap. 347 AN ACT REGULATING THE PREPARATION OF JURY LISTS AND MAKING WOMEN, WITH CERTAIN EXCEPTIONS, LIABLE TO SERVE AS JURORS IN CERTAIN CASES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 234, § 1, etc., amended.

Certain women liable to serve as jurors in certain cases.

SECTION 1. Chapter 234 of the General Laws is hereby amended by striking out section 1, as most recently amended by chapter 25 of the acts of 1936, and inserting in place thereof the following section:— *Section 1.* A person of either sex qualified to vote for representatives to the general court, whether a registered voter or not, shall be liable to serve as a juror, except that the following persons shall be exempt:

The governor; lieutenant governor; members of the council; state secretary; members and officers of the senate and house of representatives during a session of the general court; judges and justices of a court; county commissioners; clerks of courts and assistant clerks and all regularly appointed officers of the courts of the United States and of the commonwealth; registers of probate and insolvency; registers of deeds; sheriffs and their deputies; constables; marshals of the United States and their deputies, and all other officers of the United States; attorneys at law; settled ministers of the gospel; officers of colleges; preceptors and teachers of incorporated academies; registered practicing physicians and surgeons; persons over seventy years of age; persons under twenty-five years of age; members of the Ancient and Honorable Artillery Company; members of the volunteer militia; superintendents, officers and assistants employed in or about a state hospital, insane hospital, jail, house of correction, state industrial school or state prison; keepers of lighthouses; conductors and engine drivers of railroad trains; teachers in public schools; engineers and members of the fire department of Boston, and of other cities and towns in which such exemption has been made by vote of the city council or the inhabitants of the town; Christian Science practitioners and readers, respectively; women trained nurses; women assistants in hospitals; women attendant nurses; mothers of children under sixteen years of age or women having custody of such children and women members of religious orders.

G. L. (Ter. Ed.), 234, new § 1A, added.

Women not to serve as jurors in certain cases.

SECTION 2. Said chapter 234 is hereby further amended by inserting after section 1 the following section:— *Section 1A.* If at any time it appears that the public interest will be served by excusing any person from jury service, or if the performance thereof will impose undue hardship or unusual inconvenience upon any person, the judge presiding at the court to which the juror has been called for service may excuse such person from jury duty.

No woman shall be required to serve in the trial of any prosecutions under sections twenty-two to twenty-four, inclusive, of chapter two hundred and sixty-five or under sections one to thirty-five, inclusive, of chapter two hundred and seventy-two if, upon her representation it appears to the presiding jus-

tice that she would be likely to be embarrassed by hearing the testimony or by discussing the same in the jury room.

SECTION 3. Section 4 of said chapter 234 is hereby amended by striking out the first paragraph, as appearing in the Tercentenary Edition, and inserting in place thereof the following paragraph: — The board of election commissioners in cities having such boards, the board of registrars of voters in other cities and the board of selectmen in towns shall annually before July first prepare a list of such inhabitants of the city or town, qualified as provided in section one, of good moral character, of sound judgment and free from all legal exceptions, not exempt from jury service under section one or two, as they think qualified to serve as jurors. The board shall place on said list only the names of persons determined to be qualified as aforesaid upon the knowledge of one of its members, or after personal appearance and examination under oath, or after examination in the form of a questionnaire, approved by the state secretary, to be answered under oath, except that the board shall not place the name of any woman on said list if, in such personal appearance and examination or in such questionnaire, she claims, in writing, exemption from jury service. The board may summon persons to appear before it for examinations as to their qualifications for jury service and may compel their attendance before it and the giving of testimony in the same manner and to the same extent as may magistrates authorized to summon and compel the attendance of witnesses. Such examinations may be held before a single member of the board and for the aforesaid purpose each member may administer oaths. The board may further investigate by inquiries at such person's place of residence and of business or employment, or by other means, his reputation, character and fitness for such service. The chief of police or the police commissioner or the official having charge of the police shall upon request give the board all possible assistance in making such investigation. Upon the request of the board or any member thereof, any person shall answer all questions and give such information as he may have relating to the character or fitness for jury service of any person concerning whom such request is made, which information shall be confidential. To the name of each juror on said list shall be appended his place of residence and of business or occupation.

G. L. (Ter. Ed.), 234, § 4, amended.

List of jurors not to include names of women who claim exemption in writing.

SECTION 4. Section 25 of said chapter 234, inserted by section 1 of chapter 428 of the acts of 1945, is hereby amended by striking out, in line 12, the word "men" and inserting in place thereof the word: — persons, — so that the third sentence will read as follows: — The persons so drawn shall be duly sworn and impanelled and, subject to said section twenty-six B, shall be the jury to try the issue, and one of them shall be appointed foreman by the court.

G. L. (Ter. Ed.), 234, § 25, etc., amended.

Impanelling.

SECTION 5. This act shall take effect on July first, nineteen hundred and fifty.

Effective date.

Approved May 26, 1949.

Chap.348 AN ACT RELATIVE TO THE TAX EXEMPTION OF PROPERTY OWNED BY CERTAIN STATES OF THE UNITED STATES OF AMERICA IN THE TOWN OF WEST SPRINGFIELD.

Be it enacted, etc., as follows:

SECTION 1. Chapter 261 of the acts of 1920 is hereby amended by striking out section 1 and inserting in place thereof the following:— *Section 1.* Land in the town of West Springfield heretofore conveyed by Eastern States Agricultural and Industrial Exposition, Inc., a business corporation dissolved by section one of chapter two hundred and seventy-three of the acts of nineteen hundred and twenty-eight, or heretofore or hereafter conveyed by Eastern States Exposition, an agricultural society incorporated under general law on June twenty-sixth, nineteen hundred and twenty-three, to any state or states of the United States of America and the buildings and other tangible property thereon owned by any such state or states, located on or within the exposition grounds of said Eastern States Exposition, shall be exempt from local taxation while such property is used exclusively by the state owning the same for exhibition and sales purposes connected with the promotion of the industrial, agricultural or recreational resources of such state or states and duly authorized by such state or states; provided, that not more than five acres of land owned by each such state shall be so exempt.

SECTION 2. This act shall take effect upon its passage.

Approved May 27, 1949.

Chap.349 AN ACT AUTHORIZING THE TOWN OF EDGARTOWN TO TAKE LAND BY EMINENT DOMAIN FOR THE CONSTRUCTION OF A CHANNEL FROM POCHA POND TO CAPE POQUE POND.

Be it enacted, etc., as follows:

SECTION 1. The selectmen of the town of Edgartown may take by eminent domain under chapter seventy-nine of the General Laws such land in said town or rights therein as may be necessary for the construction of a channel to connect Pocha pond in said town with Cape Poque pond. The selectmen may assess betterments under chapter eighty of the General Laws for any improvements resulting from such construction. Any person injured in his property by any action of said selectmen under this act may recover damages from said town under said chapter seventy-nine.

SECTION 2. This act shall take effect upon its passage.

Approved May 27, 1949.

Chap.350 AN ACT AUTHORIZING THE DIRECTOR OF THE DIVISION OF LAW ENFORCEMENT IN THE DEPARTMENT OF CONSERVATION TO APPOINT DEPUTY CONSERVATION OFFICERS AND DEPUTY COASTAL WARDENS.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide for the

appointment without delay of deputy conservation officers and deputy coastal wardens, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The first sentence of the last paragraph of section 5 of chapter 21 of the General Laws, as appearing in section 1 of chapter 651 of the acts of 1948, is hereby amended by adding at the end the words: —, and may, subject to like approval, appoint deputy conservation officers and deputy coastal wardens but not more than three such deputies shall be appointed to serve at any one time with each conservation officer and each coastal warden, — so as to read as follows: — Said director of the division of law enforcement may, subject to the approval of the commissioner, appoint for a term of five years a chief coastal warden and a chief conservation officer, and may, subject to like approval, appoint deputy conservation officers and deputy coastal wardens but not more than three such deputies shall be appointed to serve at any one time with each conservation officer and each coastal warden.

G. L. (Ter. Ed.), 21, § 5, etc., amended.

Director may appoint deputy conservation officers and deputy coastal wardens.

Approved May 27, 1949.

AN ACT AUTHORIZING THE COTUIT FIRE DISTRICT TO RAISE AND APPROPRIATE MONEY FOR THE BENEFIT OF THE COTUIT PUBLIC LIBRARY AND FOR THE PURCHASE OF WAR MEMORIALS IN SAID DISTRICT.

Chap.351

Be it enacted, etc., as follows:

SECTION 1. The Cotuit Fire District, organized under authority of chapter three hundred and twenty-eight of the acts of nineteen hundred and twenty-six, and chapter two hundred and forty-four of the acts of nineteen hundred and thirty-five, is hereby authorized, in addition to the authority given by said acts, to raise and appropriate and expend money for the maintenance of the Cotuit public library located in the town of Barnstable and within the territory comprising said district, and to raise and appropriate and expend money for a suitable war memorial or memorials within the said district.

SECTION 2. This act shall take effect upon its passage.

Approved May 27, 1949.

AN ACT RELATIVE TO THE STATUS OF CERTAIN PERSONS PROVISIONALLY EMPLOYED AS FIREMEN IN THE FIRE DEPARTMENT OF THE CITY OF LYNN.

Chap.352

Be it enacted, etc., as follows:

SECTION 1. Persons who were provisionally employed as firemen in the fire department of the city of Lynn for at least one year immediately prior to February first, nineteen hundred and forty-nine, and are still so employed on the effective date of this act, and who passed a mental civil

service examination held on June fourteenth, nineteen hundred and forty-seven, but failed to meet the height requirements because of existing standards fixed by ordinance of said city, are hereby declared to be eligible for fire service in said city and their names shall be placed on the eligible list for the period of eligibility provided for by the civil service law and rules; provided, that the city physician of said city certifies that such persons are competent physically to perform the duties of firemen in said fire department.

SECTION 2. This act shall take effect upon its passage.

Approved May 27, 1949.

Chap.353 AN ACT AUTHORIZING THE TOWN OF WARWICK TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing an addition to the center school building, and originally equipping and furnishing said addition, the town of Warwick may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, twenty-five thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, Warwick School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit of indebtedness and shall, except as herein provided, be subject to the provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved May 27, 1949.

Chap.354 AN ACT AUTHORIZING THE CITY OF MEDFORD TO REIMBURSE WILLIAM F. SULLIVAN FOR MEDICAL AND HOSPITAL EXPENSES INCURRED BY HIM ON ACCOUNT OF INJURIES SUSTAINED BY HIS SON IN THE GYMNASIUM OF THE MEDFORD HIGH SCHOOL.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the city of Medford may appropriate and pay to William F. Sullivan the sum of three hundred dollars to reimburse him for expense of medical care and hospital expenses incurred by him on account of injuries sustained on February seventh, nineteen hundred and forty-seven, by his minor son, Richard Leo Sullivan, in the gymnasium of the Medford high school in said city.

SECTION 2. The action of the city council of said city in voting an appropriation prior to the effective date of

this act for the purpose stated in section one shall be as valid and legal as though this act had been in full force and effect at the time such vote was taken.

Approved May 27, 1949.

AN ACT EXTENDING THE TIME WITHIN WHICH THE TOWN
OF MERRIMAC MAY BORROW MONEY FOR SCHOOL PURPOSES,
AND INCREASING THE AMOUNT WHICH MAY BE SO BORROWED. Chap.355

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 217 of the acts of 1946 is hereby amended by striking out, in line 5, the word "five" and inserting in place thereof the word: — seven, — and by striking out, in line 7, the words "one hundred and fifty" and inserting in place thereof the words: — four hundred, — so as to read as follows:— *Section 1.* For the purpose of acquiring land for, and the constructing of, a new consolidated school building, including the original equipment and furnishing of such new building, the town of Merrimac may borrow from time to time, within a period of seven years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, four hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Merrimac School Loan, Act of 1946. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates, but no issue shall be authorized under the provisions of this act unless a sum equal to twenty-five cents on each one thousand dollars of the assessed valuation of the town for the year preceding the vote has been appropriated from available funds or voted to be raised by taxation for said purpose in the year in which the loan is authorized. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws.

SECTION 2. This act shall be submitted for acceptance to the voters of said town at the next annual town meeting in the form of the following question, which shall be placed on the official ballot to be used for the election of town officers at said meeting: "Shall an act passed by the General Court in the year nineteen hundred and forty-nine, entitled 'An Act extending the time within which the town of Merrimac may borrow money for school purposes, and increasing the amount which may be so borrowed' be accepted?" If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon become fully effective, but not otherwise.

Approved May 27, 1949.

Chap. 356 AN ACT RELATIVE TO THE SALE OF CERTAIN LAND USED FOR VETERANS' HOUSING BY THE CITY OF BOSTON.

Be it enacted, etc., as follows:

Property heretofore or hereafter acquired by the city of Boston by foreclosure of tax titles and heretofore or hereafter used for veterans' housing under chapter three hundred and seventy-two of the acts of nineteen hundred and forty-six and acts in amendment thereof, shall be sold or otherwise disposed of by said city, and the proceeds thereof accounted for, solely in the manner provided in said chapter three hundred and seventy-two, as amended, notwithstanding the provisions of chapter four hundred and thirty-four of the acts of nineteen hundred and forty-three, as amended.

Approved May 27, 1949.

Chap. 357 AN ACT RELATIVE TO THE PERIODIC VERIFICATION OF ACCOUNTS IN SAVINGS BANKS, CO-OPERATIVE BANKS AND THE SAVINGS DEPARTMENTS OF TRUST COMPANIES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 168, § 28, etc., amended.

Savings banks deposits to be verified periodically.

SECTION 1. Chapter 168 of the General Laws is hereby amended by striking out section 28, as amended by section 11 of chapter 334 of the acts of 1933, and inserting in place thereof the following section: — *Section 28.* At least once in each three-year period commencing with the first day of January in the year nineteen hundred and fifty, such corporations shall cause the accounts of their depositors and their other accounts to be verified, to such an extent and in such manner as the commissioner shall require, and under rules prescribed by him.

G. L. (Ter. Ed.), 170, § 53, etc., amended.

Co-operative bank deposits to be verified periodically.

SECTION 2. Section 53 of chapter 170 of the General Laws, as appearing in chapter 144 of the acts of 1933, is hereby amended by adding at the end the following sentence: — At least once in each three-year period commencing with the first day of January in the year nineteen hundred and fifty, every such corporation shall cause the accounts of its members and its other accounts to be verified, to such an extent and in such manner as the commissioner shall require, and under such rules as he may prescribe.

G. L. (Ter. Ed.), 172, § 70, amended.

Trust company deposits to be verified periodically.

SECTION 3. Chapter 172 of the General Laws is hereby amended by striking out section 70, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: — *Section 70.* At least once in each three-year period commencing with the first day of January in the year nineteen hundred and fifty, every such trust company shall cause the accounts of the savings department to be verified, to such an extent and in such manner as the commissioner shall require, and under such rules as he may prescribe.

Repeal.

SECTION 4. Chapter 19 of the acts of 1948 is hereby repealed.

Approved May 27, 1949.

AN ACT PROVIDING THAT CERTAIN MOTOR VEHICLES SHALL BE
EQUIPPED WITH SAFETY GLASS WHICH HAS BEEN APPROVED *Chap. 358*
BY THE REGISTRAR OF MOTOR VEHICLES.

Be it enacted, etc., as follows:

Chapter 90 of the General Laws is hereby amended by striking out section 9A, as most recently amended by section 1 of chapter 393 of the acts of 1935, and inserting in place thereof the following section: — *Section 9A.* No person shall operate any motor vehicle, and the owner or custodian of a motor vehicle shall not permit the same to be operated with partitions, doors, windows or windshields of glass unless such glass is of a type known as safety glass. The term "safety glass", as used herein, shall include any glass designed to minimize the likelihood of personal injury from its breaking or scattering when broken, and approved by the registrar. This section shall not apply to motor vehicles manufactured prior to January first, nineteen hundred and thirty-six.

G. L. (Ter. Ed.), 90, § 9A, etc., amended

Certain motor vehicles must have safety glass windows, etc.

"Safety glass", defined.

Approved May 27, 1949.

AN ACT FURTHER REGULATING THE POWER OF THE SUPER-
INTENDENT OF SCHOOLS OF THE CITY OF BOSTON TO NOMI-
NATE PERSONS WHO HAVE BEEN EXAMINED AND RATED *Chap. 359*
UNDER CIVIL SERVICE TO THE SCHOOL COMMITTEE FOR
ELECTION OR APPOINTMENT BY IT.

Be it enacted, etc., as follows:

SECTION 1. The third paragraph of section 1 of chapter 231 of the acts of 1906, as most recently amended by section 1 of chapter 497 of the acts of 1946, is hereby further amended by inserting after the word "committee" in line 5 the words: — , except persons who have been examined and rated under civil service and whose appointment is provided for under chapter thirty-one of the General Laws and the rules and regulations issued thereunder, and, — so as to read as follows: —

The superintendent shall be the executive officer of the school committee in all matters pertaining to the powers and duties of the committee, with power to nominate to the committee, for election or appointment by the committee, all other officials and employees of the committee, except persons who have been examined and rated under civil service and whose appointment is provided for under chapter thirty-one of the General Laws and the rules and regulations issued thereunder, and, except the secretary of the school committee.

SECTION 2. Nothing in section one of this act shall be deemed to affect, alter, modify, nullify or amend any provision of chapter thirty-one of the General Laws and the rules and regulations made thereunder.

Approved May 27, 1949.

Chap.360 AN ACT AUTHORIZING THE TOWN OF WEYMOUTH TO USE CERTAIN LAND FOR PARK PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The town of Weymouth is hereby authorized to transfer from the control and supervision of the water commissioners to that of the park commissioners the following described land:— an area two hundred and fifty feet in depth west of the school department property line by four hundred feet south along said boundary line from a point one hundred feet south of the Austin property southwest boundary stake to the Shaw property northwest stone monument and thence one hundred feet south along the Shaw property west boundary.

SECTION 2. This act shall take effect upon its acceptance by a majority of the town meeting members of the town of Weymouth present and voting thereon at a meeting legally called for the purpose.

Approved May 27, 1949.

Chap.361 AN ACT PROVIDING FOR THE LICENSING OF MECHANICAL AMUSEMENT DEVICES AND REGULATING THE OPERATION THEREOF.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 140, new § 177A, added.

Automatic amusement devices. Licensed by local authorities.

"Automatic amusement device", defined.

License to specify certain information.

Chapter 140 of the General Laws is hereby amended by inserting after section 177, as appearing in the Tercentenary Edition, the following section under the caption AUTOMATIC AMUSEMENT DEVICES:— *Section 177A.* (1) The licensing authorities of any city or town may grant, and after written notice to the licensee, suspend or revoke a license to keep and operate an automatic amusement device for hire, gain or reward, approved by the director of standards and necessities of life under section two hundred and eighty-three of chapter ninety-four.

(2) The term "automatic amusement device" as used in this section shall be construed as meaning any mechanism whereby, upon the deposit therein of a coin or token, any apparatus is released or set in motion or put in a position where it may be set in motion for the purpose of playing any game involving, in whole or in part, the skill of the player, including, but not exclusively, such devices as are commonly known as pinball machines including free play pinball machines.

(3) Licenses granted under this section, unless sooner revoked, shall expire on December thirty-first of each year. Every such license shall specify the street and number of the premises where the automatic amusement device is to be kept or offered for operation or give some particular description of such premises, shall state the type of the automatic amusement device to which it relates, and shall cover any automatic amusement device of the same type which as a substitute or replacement for the automatic

amusement device licensed, may, during the term of the license, be kept or offered for operation on the premises specified; but such license shall under no circumstances cover an automatic amusement device of a type other than the type stated in such license; and such license shall not cover the automatic amusement device if in any place other than the premises from time to time specified in such license. No such license shall specify more than one premises at one time. Upon written application, the licensing authority may from time to time amend any license granted under this section by changing the premises specified.

(4) The annual fee for a license under this section for any automatic amusement device licensed hereunder, or for any renewal thereof, shall be twenty dollars. The fee for any license issued after January thirty-first in any year shall be prorated on the basis of the number of months in which the license is to be in force compared with twelve months. The fee for every change of premises shall be two dollars. Fec.

(5) Automatic amusement devices licensed under this section shall be so installed on the premises described in the license as to be in open view at all times while in operation, and shall at all times be available for inspection.

(6) No person keeping or offering for operation or allowing to be kept or offered for operation any automatic amusement device licensed under this section shall permit the same to be used for the purpose of gambling.

(7) The provisions of section seven of chapter two hundred and seventy-one of the General Laws shall not apply to machines licensed under the provisions of this section.

(8) Any violation of any provision of this section or of chapter one hundred and thirty-six of the General Laws by any person managing or controlling any premises where an automatic amusement device licensed under this section is kept or offered for operation shall be cause for the revocation of all licenses for automatic amusement devices kept or offered for operation on such premises.

Approved May 27, 1949.

AN ACT EMPOWERING THE BOSTON TRAFFIC COMMISSION TO PROVIDE BY RULE OR REGULATION FOR THE REMOVAL FROM WAYS WITHIN ITS JURISDICTION OF VEHICLES PARKED OR STANDING ON SUCH WAYS IN VIOLATION OF LAW.

Chap. 362

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 263 of the acts of 1929 is hereby amended by adding at the end of the first sentence the following:—, and may, by any rule or regulation adopted hereunder, authorize one or more officials of the city, including in such term said police commissioner, to remove, or cause to be removed, to some convenient place, including in such term a public garage, any vehicle parked or standing on any such street, way, highway, road or parkway in violation of any rule or regulation adopted hereunder,

and impose liability for the cost of such removal, and of the storage charges, if any, resulting therefrom, upon the owner of such vehicle, — so that the first sentence will read as follows: — The commission shall have exclusive authority, except as otherwise herein provided, to adopt, amend, alter and repeal rules and regulations, not inconsistent with general law as modified by this act, relative to vehicular street traffic in the city, and to the movement, stopping or standing of vehicles on, and their exclusion from, all or any streets, ways, highways, roads and parkways, under the control of the city, including rules and regulations designating any way or part thereof under said control as a through way under and subject to the provisions of section nine of chapter eighty-nine of the General Laws, as amended, and may prescribe penalties not exceeding fifty dollars for the violation of any rule or regulation adopted hereunder, and may, by any rule or regulation adopted hereunder, authorize one or more officials of the city, including in such term said police commissioner, to remove, or cause to be removed, to some convenient place, including in such term a public garage, any vehicle parked or standing on any such street, way, highway, road or parkway in violation of any rule or regulation adopted hereunder, and impose liability for the cost of such removal, and of the storage charges, if any, resulting therefrom, upon the owner of such vehicle.

SECTION 2. This act shall take full effect upon its acceptance, during the current year, by vote of the city council of the city of Boston, subject to the provisions of its charter, but not otherwise.

Approved May 27, 1949.

Chap. 363 AN ACT AUTHORIZING THE SUBMISSION TO THE VOTERS OF THE CITY OF MEDFORD OF A QUESTION RELATIVE TO THE ESTABLISHMENT OF KINDERGARTENS IN THE PRIMARY SCHOOLS OF SAID CITY.

Be it enacted, etc., as follows:

At the regular municipal election in the city of Medford in the current year there shall be submitted to the voters thereof the following question which shall be printed upon the official ballot to be used at said election: — "Shall kindergartens be established in the primary schools of the city of Medford?" If a majority of the votes in answer to said question is in the affirmative, said city shall establish kindergartens in the primary schools thereof.

Approved May 27, 1949.

Chap. 364 AN ACT RELATIVE TO THE RETIREMENT ALLOWANCE OF ARTHUR D. MADDEN, A FORMER SCHOOL JANITOR IN THE CITY OF MALDEN.

Be it enacted, etc., as follows:

SECTION 1. The city of Malden is hereby authorized to pay Arthur D. Madden, a former school janitor, a pension

in the sum of one thousand and twenty-three dollars and twenty-five cents per annum, the said sum being equivalent to one half the highest annual salary received by said Arthur D. Madden as a school janitor. Said payment shall be retroactive to June twenty-sixth, nineteen hundred and forty-six, and there shall be deducted from said payments the sums heretofore paid to said Arthur D. Madden by said city on account of said pension.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved May 27, 1949.

AN ACT RELATIVE TO THE RETIREMENT ALLOWANCE OF JOHN J. MURPHY, A FORMER SCHOOL JANITOR IN THE CITY OF MALDEN. Chap 365

Be it enacted, etc., as follows:

SECTION 1. The city of Malden is hereby authorized to pay John J. Murphy, a former school janitor, a pension in the sum of eleven hundred and twenty-five dollars and seventy-five cents per annum, the said sum being equivalent to one half the highest annual salary received by said John J. Murphy as a school janitor. Said payment shall be retroactive to April twenty-third, nineteen hundred and forty-seven, and there shall be deducted from said payments the sums heretofore paid to said John J. Murphy by said city on account of said pension.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved May 27, 1949.

AN ACT RELATIVE TO THE RETIREMENT OF MARY BARROWS FROM SERVICE IN THE CAMBRIDGE POLICE DEPARTMENT. Chap.366

Be it enacted, etc., as follows:

SECTION 1. Any provision of general or special law to the contrary notwithstanding, Mary Barrows, matron in the police department of the city of Cambridge, may, upon her written request, be retired with an annual retirement allowance of one half of the annual salary received by her at the time of her retirement.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, but not otherwise.

Approved May 27, 1949.

Chap.367 AN ACT AUTHORIZING THE SELECTMEN OF THE TOWN OF WEST BRIDGEWATER TO MAKE RULES AND REGULATIONS FOR THE USE OF MEMORIAL FIELD FOR ATHLETIC AND OTHER PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The selectmen of the town of West Bridgewater are hereby authorized to make rules and regulations for the use for athletic purposes and other entertainments of a public nature of the playground property therein, known as Memorial Field, and may allow such field to be used for athletic games and other entertainment of a public nature, to which an admission fee may be charged.

SECTION 2. This act shall take effect upon its passage.

Approved May 31, 1949.

Chap.368 AN ACT AUTHORIZING THE SUFFOLK SAVINGS BANK FOR SEAMEN AND OTHERS TO MAKE FURTHER INVESTMENTS IN THE PURCHASE AND IMPROVEMENT OF REAL ESTATE IN THE CITY OF BOSTON TO BE USED FOR THE TRANSACTION OF ITS BUSINESS.

Be it enacted, etc., as follows:

SECTION 1. The Suffolk Savings Bank for Seamen and Others, incorporated by chapter seventy-three of the acts of eighteen hundred and thirty-three, may, subject to the approval of the commissioner of banks and for the convenient transaction of its business, invest in land and buildings in the city of Boston for use in whole or in part as a principal or branch office or offices, a sum not exceeding one hundred and twenty-five thousand dollars in addition to any sums heretofore authorized, and in addition to any sums received from any sale or taking of any part of such land or buildings in the city of Boston.

SECTION 2. This act shall take effect upon its passage.

Approved May 31, 1949.

Chap.369 AN ACT AUTHORIZING THE BOARD OF SELECTMEN OF THE TOWN OF ARLINGTON TO EXERCISE THE POWERS OF SURVEYORS OF HIGHWAYS, ROAD COMMISSIONERS, WATER COMMISSIONERS, SEWER COMMISSIONERS, TREE WARDEN, BOARD OF PUBLIC WORKS AND BOARD OF PUBLIC SURVEY; INCREASING THE NUMBER OF SAID BOARD OF SELECTMEN TO FIVE MEMBERS; PROVIDING FOR THE APPOINTMENT BY SAID BOARD OF SELECTMEN OF AN EXECUTIVE OFFICER; AND REQUIRING THE SUBMISSION OF BUDGETS FOR DEPARTMENTS OF SAID TOWN BEFORE A CERTAIN DATE.

Be it enacted, etc., as follows:

SECTION 1. The board of selectmen of the town of Arlington, as constituted from time to time, from and after the first annual election following the acceptance of this act,

shall also have and exercise all the powers, rights, duties and liabilities heretofore or from time to time by general law or special act vested in or imposed upon surveyors of highways, road commissioners, water commissioners, sewer commissioners, tree warden, board of public works, and board of public survey in said town; said board of public works and board of public survey, and office of tree warden, shall thereupon be abolished. No contracts or liabilities in force upon the taking effect of this act shall be affected by such abolition, and the board of selectmen shall in all respects be the lawful successors of the boards and office so abolished.

SECTION 2. At the first annual election held in said town after said acceptance, the number of selectmen shall be increased to five. Such increase shall be effected in the following manner: The two members of the board of selectmen whose terms have not then expired shall continue as such members until the expiration of the terms for which they were respectively elected, and at such annual election there shall be elected one selectman for one year, one for two years, and one for three years; and at each annual election thereafter, the town shall elect successors of the members whose terms have expired, for the term of three years.

SECTION 3. Upon the assumption of office of the board of selectmen in accordance with this act, said board shall appoint an executive officer for a term of three years, subject to removal for cause by the board of selectmen after reasonable notice and an opportunity to be heard at a public hearing, and thereafter, upon the expiration of the term of office of said executive officer, or in the event of a vacancy in said office for any reason, the board of selectmen shall appoint a successor for a term of three years, subject to removal as aforesaid. Said executive officer shall be the administrative head of all the departments of the town under the authority and jurisdiction of the board of selectmen. Said executive officer shall be a person especially qualified by education, training and experience to perform the duties of the office and shall be appointed without regard to political affiliations. He may or may not be a resident of the town or of this commonwealth when appointed, but shall be a resident of the town during his term of office. Before entering upon the duties of his office, the executive officer shall be sworn to the faithful and impartial performance thereof by the chairman of the board of selectmen, by the town clerk, or by a justice of the peace, and shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such surety or sureties as may be fixed or approved by the selectmen. The executive officer shall purchase all supplies, materials and equipment for all departments of the town, except books and educational supplies for the schools and libraries. He also shall have authority to award all contracts for the repair and maintenance of all town buildings, grounds, and equipment. In the event of the temporary incapacity or absence from the

town of the executive officer, his authority and duties may be exercised and fulfilled by such person as the board of selectmen may then designate.

SECTION 4. On or before the tenth day of November of each year, the executive officer shall submit to the selectmen a detailed budget in writing of the probable cost of operating for the ensuing fiscal year each of the town departments under the jurisdiction of the board of selectmen. Each such budget shall show itemized amounts for personal services, expenses and capital outlay. All other departments and boards of the town shall prepare similar budgets. Budgets for all departments of the town shall be placed in the hands of the town accountant not later than the twenty-fifth day of November of each year and shall be submitted by him to the finance committee not later than the first day of December of each year.

SECTION 5. This act shall be submitted for acceptance to the legal voters of said town, present and voting thereon by ballot in their respective precincts at the annual town meeting on the first Monday in March, nineteen hundred and fifty, or at a special town meeting which shall be called for the purpose by the board of selectmen not less than thirty nor more than sixty days after the filing with the town clerk of a petition therefor of not less than five per cent of the legal voters of said town. The vote shall be taken in precincts by ballot in accordance with the provisions of the General Laws, so far as the same may be applicable, in answer to the following question, which shall be placed on the official ballot to be used at said meeting:

"Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled: 'An act authorizing the board of selectmen of the town of Arlington to exercise the powers of surveyors of highways, road commissioners, water commissioners, sewer commissioners, tree warden, board of public works and board of public survey; increasing the number of said board of selectmen to five members; providing for the appointment by said board of selectmen of an executive officer; and requiring the submission of budgets for departments of said town before a certain date', be accepted?"

If a majority of the votes cast in answer to said question is in the affirmative, this act shall take full effect beginning with, and for the purposes of, the next annual election; otherwise it shall not take effect.

Approved May 31, 1949.

Chap.370 AN ACT RELATIVE TO CERTAIN DEPOSITS AND ACCOUNTS
IN SAVINGS BANKS, SAVINGS DEPARTMENTS OF TRUST
COMPANIES, AND CO-OPERATIVE BANKS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 167, § 16,
amended.

Chapter 167 of the General Laws is hereby amended by striking out section 16, as appearing in the Tercentenary

Edition, and inserting in place thereof the following section:—*Section 16.* Savings banks, trust companies in their savings departments and co-operative banks may contract, on terms to be agreed upon, for the deposit at intervals within any period of twelve months, of sums of money in the aggregate not in excess of the statutory limit on deposits in savings banks, and for the payment of interest, if any, on the same. A sum thus accumulated, if transferred to any regular form of account within fifteen days after the date on which money ordinarily begins to draw interest or dividends, may, if the depository so provides, draw interest or dividends from such prior date. The holders of such deposit accounts in co-operative banks shall be deemed members of the corporation, with the voting rights of un-matured shareholders subject to all existing qualifications and limitations in the exercise of such voting rights of un-matured shareholders.

Certain deposits and accounts in savings banks, co-operative banks, etc.

Approved May 31, 1949.

AN ACT ESTABLISHING A MAXIMUM AND MINIMUM AGE LIMIT FOR BOXING CONTESTANTS, AND REGULATING BOXING IN BOYS' CLUBS, SCHOOLS, COLLEGES AND MUNICIPAL OR STATE PARK OR RECREATIONAL DEPARTMENTS.

Chap. 371

Be it enacted, etc., as follows:

Chapter 147 of the General Laws is hereby amended by striking out section 39, as amended by chapter 371 of the acts of 1948, and inserting in place thereof the following section:—*Section 39.* No contestant under eighteen or over thirty-five shall be permitted to engage in any boxing or sparring match or exhibition, except that an amateur boxer shall be allowed to compete as such at the age of seventeen. The foregoing shall not apply to courses of instruction in boxing, boxing or sparring matches or exhibitions, sponsored and conducted by recognized boys' clubs, schools or colleges, or by municipal or state park or recreational departments, under the supervision of qualified instructors and directors. No person under sixteen shall be admitted to or be present at any professional boxing or sparring match or exhibition unless accompanied by an adult.

G. L. (Ter. Ed.), 147, § 39, etc., amended.

Maximum and minimum age for boxing contestants.

Approved May 31, 1949.

AN ACT RELATIVE TO ALLOWANCES FOR CERTAIN EXPENSES IN THE CASE OF CERTIFICATIONS TO THE SUPERIOR COURT UNDER THE WORKMEN'S COMPENSATION LAW.

Chap. 372

Be it enacted, etc., as follows:

Section 11A of chapter 152 of the General Laws, inserted by chapter 444 of the acts of 1945, is hereby amended by adding at the end the following sentence:—If any party in interest presents certified copies to the superior court under the provisions of section eleven for the purpose of enforcing decisions of the board or a member made in his

G. L. (Ter. Ed.), 152, § 11A, etc., amended.
Expenses in cases of certification to court.

favor, the court shall likewise allow such party the fees, briefs and expenses provided for by this section.

Approved May 31, 1949.

Chap. 373 AN ACT AUTHORIZING THE TOWN OF NANTUCKET TO PAY AN ANNUITY TO HARRIET C. WILLIAMS, A FORMER SCHOOL TEACHER IN SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of promoting the public good, and in consideration of her long and efficient service as a school teacher in the town of Nantucket, said town may appropriate and pay an annuity of five hundred dollars to Harriet C. Williams for the purpose of supplementing the retirement allowance being received by her.

SECTION 2. This act shall take effect upon its passage.

Approved June 2, 1949.

Chap. 374 AN ACT FURTHER AUTHORIZING SAVINGS BANKS TO INVEST IN REAL ESTATE MORTGAGES INSURED BY THE FEDERAL HOUSING ADMINISTRATOR.

**Emergency
preamble.**

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to enable savings banks to invest in real estate mortgages insured by the federal housing administrator, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 168, new § 54A, added.
Savings banks may invest in real estate mortgages insured by federal housing administrator.

Chapter 168 of the General Laws is hereby amended by inserting after section 54 the following section: — *Section 54A*. In addition to the provisions contained in section fifty-one of chapter one hundred and sixty-seven, and in addition to the limitation concerning mortgage loans secured by real estate located in states contiguous to the commonwealth as contained in Clause First of section fifty-four, and subject to regulations made by the commissioner of banks, a savings bank may invest not more than ten per cent of its deposits or fifty per cent of the aggregate book value of real estate loans outstanding at the date of such investment granted on properties located within the commonwealth whichever is the lesser, and without restriction as to the locations of properties securing loans, in mortgage loans of which the notes have been endorsed for insurance by the federal housing administrator, or combined with secondary mortgages guaranteed in full by the United States of America through the Servicemen's Readjustment Act of 1944, as amended. Nothing herein contained shall be construed as permitting a savings bank to invest more than seventy per cent of the whole amount of deposits in first mortgages of real estate.

Approved June 2, 1949.

AN ACT RELATIVE TO A RIGHT OF WAY FOR PUBLIC ACCESS TO WHITE POND IN THE TOWNS OF CONCORD AND SUDBURY. *Chap.375*

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 294 of the acts of 1947 is hereby amended by inserting after the word "out", in line 2, the words:— and construct,— so as to read as follows:— *Section 1.* The county commissioners of Middlesex county are hereby authorized and directed to lay out and construct in the town of Concord a right of way for public access to White pond in the towns of Concord and Sudbury, in accordance with plans to be approved by the department of public works and showing the location and dimensions of such right of way, but such right of way shall not cross the location of any railroad. If it is necessary to acquire land for the purpose of laying out such right of way said county commissioners shall at the time such right of way is laid out take such land by eminent domain under chapter seventy-nine of the General Laws. Any person sustaining damages in his property by the laying out of such right of way, or by specific repairs or improvements thereon, shall be entitled to recover the same under said chapter seventy-nine; provided, that the right to recover damages, if any, by reason of the laying out of such right of way, shall vest upon the recording of the order of taking by said county commissioners and that no entry or possession for the purpose of constructing a public way on land so taken shall be required for the purpose of validating such taking or for the payment of damages by reason thereof.

SECTION 2. For the purposes of this act, the county commissioners of the county of Middlesex may expend not more than two thousand dollars, and bills for work done may be paid by the treasurer of said county, when approved by the county commissioners, out of any available funds. The said sum shall be included in the appropriations for the current year for said county.

SECTION 3. This act shall take effect upon its passage.

Approved June 2, 1949.

AN ACT RELATIVE TO THE USE BY THE CITY OF MALDEN OF THE PROCEEDS OF CERTAIN LOANS. *Chap.376*

Be it enacted, etc., as follows:

SECTION 1. The sum of seventy thousand dollars is hereby authorized to be transferred by the city of Malden from the New Dartmouth Street Parking Place Bond Receipts Account, said bond receipts being the proceeds of a loan of an abandoned project under section twenty of chapter forty-four of the General Laws, and appropriated for remodeling, reconstructing and making extraordinary repairs on public buildings subject to the approval of the Emer-

gency Finance Board, established by chapter forty-nine of the acts of nineteen hundred and thirty-three.

SECTION 2. Any action taken by the city of Malden relative to the use of the aforesaid sum or any part thereof in the current year, prior to the effective date of this act, without the approval of said Emergency Finance Board, is hereby ratified, validated and confirmed as though this act had been in effect at the time such action was taken.

SECTION 3. This act shall take effect upon its passage.

Approved June 2, 1949.

Chap.377 AN ACT RELATIVE TO THE PENSIONS OF LABORERS EMPLOYED BY THE CITY OF BOSTON AND RETIRED UNDER A CERTAIN SPECIAL LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 413 of the acts of 1911, as most recently amended by chapter 63 of the Special Acts of 1915, is hereby further amended by striking out all after the word "service" in line 6, down to and including the word "year", in line 11, — and by adding at the end the following sentence:— An annual pension of six hundred dollars for the remainder of his life shall be paid to any laborer retired under the provisions of this section.

SECTION 2. This act shall apply to the pensions of laborers retired under said chapter four hundred and thirteen, as amended, prior to and after the effective date of this act.

SECTION 3. This act shall take full effect upon its acceptance by vote of the city council of the city of Boston, subject to the provisions of its charter, but not otherwise.

Approved June 2, 1949.

Chap.378 AN ACT TO AUTHORIZE CO-OPERATIVE CORPORATIONS TO ENGAGE IN THE PROVISION OR MANAGEMENT OF HOUSING FOR THEIR MEMBERS, TO HOLD DISTRICT MEMBERSHIP MEETINGS, AND TO ELECT DELEGATES TO LIMITED MEMBERSHIP MEETINGS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 157, § 3, amended.

Word "co-operative" to be part of the name of the corporation.

SECTION 1. Section 3 of chapter 157 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:— The word "co-operative" shall form a part of the name of the corporation, and, for the purposes of this and sections three A to nine, inclusive, the words "association", "company", "exchange", "society" and "union", shall have the same signification and shall import a corporation.

G. L. (Ter. Ed.), 157, new § 3A, added.
Incorporation of co-operative associations to

SECTION 2. Said chapter 157 is hereby further amended by inserting after section 3 the following new section:—
Section 3A. Seven or more persons, residents of the commonwealth, may associate themselves as a corporation,

association, society or company to conduct within the commonwealth a housing business on the co-operative plan, including the buying, selling, leasing, construction or rehabilitation of dwellings, together with appurtenant facilities, for the members of such co-operative corporation. Such facilities appurtenant to the provision of dwellings shall include use of land and buildings for business, commercial, cultural or recreational purposes related to such dwellings. The words "co-operative" and "housing" shall form a part of the name of the corporation, and, for the purposes of this and sections four to nine, inclusive, the words "association", "company", "society" and "union", shall have the same signification and shall import a corporation. The corporation shall be formed as provided in chapters one hundred and fifty-five and one hundred and fifty-six, with shares having par value, and shall be subject to the provisions thereof so far as consistent with said sections.

conduct a
housing
business, etc.

SECTION 3. Said chapter 157 is hereby further amended by striking out section 4, as so appearing, and inserting in place thereof the following section:— *Section 4.* The capital stock of a co-operative corporation formed under section three or section three A shall not be less than one hundred dollars nor more than six hundred thousand dollars. No stockholder shall own shares of a greater par value than one tenth of the total par value of the capital stock issued and outstanding, nor shall any member be entitled to more than one vote on any subject arising in the management of the corporation.

G. L. (Ter.
Ed.), 157, § 4,
amended.
Capital stock.

In addition to the powers granted by section thirteen of chapter one hundred and fifty-six, any corporation organized under section three or section three A may provide in its by-laws for the election of directors and other officials by unit or district or by mail ballot; for a method of membership representation by annual election of delegates to represent proportionately the members of such units or districts in the membership meeting of the corporation, and shall hear reports of and instruct the delegates on the policy and business of the corporation. The agreement of association or the articles of organization shall be altered or amended, and the by-laws shall be altered, amended or repealed, if the delegate type of membership meeting is adopted by any such corporation, only after notice of the proposed action is given in the call for the annual meetings of the units or districts at which the delegates are to be elected to the membership meeting of the corporation, or in the call for the annual election of such delegates if the vote is to be taken by mail ballot, and only upon vote of two thirds of the delegates eligible to vote at such membership meeting. Special meetings of the units or districts may be demanded by written petition of at least one tenth of the membership of any such unit or district for the purpose of instructing its delegate or delegates on questions concerning the operation and business of the corporation, in which case it shall be the duty of the clerk or secretary of

Certain
affairs of the
association
may be
subject
matter of
by-laws.

the corporation to call such unit or district meeting or meetings to take place within thirty days after such demand. The minutes of such unit or district meeting shall be forwarded by the clerk or secretary of such meeting to the clerk or secretary of the corporation and be kept at the principal place of business in the commonwealth.

G. L. (Ter. Ed.), 157, § 6, amended.
Apportionment of earnings.

SECTION 4. Section 6 of said chapter 157, as so appearing, is hereby amended by striking out the first two lines and inserting in place thereof the following: — The directors of every corporation formed under section three or under section three A shall apportion its earnings in the following manner:

G. L. (Ter. Ed.), 157, § 6, further amended.

SECTION 5. Said section 6 is hereby further amended by striking out the paragraph numbered 4 and inserting in place thereof the following paragraph: —

Same subject.

4. The directors shall distribute the remainder of such earnings or any part thereof by a uniform dividend upon the amount of purchases or rents or sales of shareholders, through the corporation, and, if the directors so vote, upon the amount of wages earned and paid to employees, except that in the case of a purchaser not a shareholder, who desires to become such, a dividend of one half the uniform dividend may be declared upon such non-shareholder's purchases, or rents or sales and credited to him on account of the purchase of stock for which he may subscribe. In productive corporations, including creameries, canneries, storages, factories and the like dividends shall be calculated on raw materials delivered to the corporation instead of on goods purchased. If the corporation be both a purchasing and a selling, or a productive concern, the dividends may be on both raw material and on goods purchased. The profits or net earnings of such corporation shall be distributed to those entitled thereto at such times as the by-laws prescribe, but at least once in every twelve months.

G. L. (Ter. Ed.), 157, § 9, amended.

Fee for filing articles of organization.

SECTION 6. Section 9 of said chapter 157, as so appearing, is hereby amended by inserting after the word "three", in line 2, the words: — or section three A, — so as to read as follows: — *Section 9.* The fee for filing the articles of organization required by section three or section three A, including the issuing by the state secretary of the certificate of incorporation, shall be one twentieth of one per cent of the total amount of the authorized capital stock as fixed by the articles of organization, but in no case less than five dollars.

Approved June 2, 1949.

Chap. 379 AN ACT RELATIVE TO THE TENURE OF OFFICE OF THE SECOND ASSISTANT CLERK OF THE SUPREME JUDICIAL COURT FOR THE COUNTY OF SUFFOLK.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 221, § 5, etc., amended.

Section 5 of chapter 221 of the General Laws, as most recently amended by section 2 of chapter 336 of the acts of 1943, is hereby further amended by striking out the sixth paragraph and inserting in place thereof the following: —

Suffolk, by the clerk of the superior court for criminal business, assistant clerks pro tempore or for the term of one year, subject to removal by the court or by the clerk; and by the clerk of the supreme judicial court for said county a second assistant clerk, designated from his office force, and said second assistant clerk appointed under the authority of this paragraph who shall hold such office during good behavior, but subject to applicable retirement laws, and may be removed by the clerk for cause shown, subject to a review by a petition in the district court within the territorial jurisdiction in which he resides praying that such action of the clerk and his decision be reviewed by the court. After such notice as the court deems necessary, it shall review such action and decision, hear any and all evidence and determine whether such action was justified. If the court finds that such action was justified, the decision of the clerk shall be affirmed; otherwise, it shall be reversed and of no effect. If the court finds that he was unjustifiably retired, removed, or discharged from his office or position, he shall be reinstated thereto without loss of compensation. The decision of the court shall be final.

Second assistant clerk of supreme judicial court.

Approved June 2, 1949.

AN ACT PROVIDING FOR A RETIREMENT ALLOWANCE FOR
AMELIA O'LEARY OF DRACUT.

Chap. 380

Be it enacted, etc., as follows:

Amelia O'Leary, of Dracut, may redeposit in the annuity savings fund of the Middlesex county retirement system the sum of one hundred and eighty-nine dollars and sixty-four cents, which was the sum of the accumulated deductions standing to the credit of Vincent D. O'Leary, an employee of the town of Dracut, and a member of the said retirement system at the time of his death. Such redeposit shall be made within ninety days from the effective date of this act. Upon the receipt of said sum, the Middlesex county retirement board is hereby authorized and directed to grant to said Amelia O'Leary a retirement allowance to be computed under the provisions of, and to be effective as provided by, Option (c) of subdivision (2) of section twelve of chapter thirty-two of the General Laws, in the same manner as if said Vincent D. O'Leary had elected said option before his death.

Approved June 2, 1949.

AN ACT PROVIDING FOR THE ESTABLISHMENT OF SALARIES
OF COURT OFFICERS IN ATTENDANCE UPON THE MUNICIPAL
COURT OF THE CITY OF BOSTON.

Chap. 381

Be it enacted, etc., as follows:

Chapter 218 of the General Laws is hereby amended by striking out section 82A, inserted by section 1 of chapter 486 of the acts of 1945, and inserting in place thereof the following section: — *Section 82A.* Each officer in attendance upon the municipal court of the city of Boston who is ap-

G. L. (Ter. Ed.), 218, § 82A, etc., amended.

Salaries of officers of

municipal
court of
Boston.

pointed under section sixty-one shall receive from the county of Suffolk in full for all services performed by him such salary as shall be fixed by the justices of such court.

Approved June 2, 1949.

Chap.382 AN ACT TO AUTHORIZE THE TOWN OF ABINGTON TO BORROW MONEY FOR THE PURPOSE OF ACQUIRING LAND AND CONSTRUCTING, EQUIPPING AND FURNISHING A SCHOOL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of acquiring land for and constructing a school building and originally furnishing and equipping the same, the town of Abington may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, four hundred thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, Abington School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved June 7, 1949.

Chap.383 AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF WORCESTER COUNTY TO ACCEPT FUNDS FROM THE FEDERAL GOVERNMENT FOR THE DISCONTINUANCE OF COUNTY ROADS IN ROYALSTON AND TO EXPEND SUCH FUNDS.

Be it enacted, etc., as follows:

SECTION 1. The county of Worcester, acting by the county commissioners, may accept a sum of money from the federal government as consideration for the discontinuance of a part of the Warwick road, a county road in the town of Royalston, in order to assist in the development of the Tully river flood control project under construction in said town. Any sum received by the said county may be expended under the direction of said county commissioners for the purpose of relocating Warwick road and constructing the highway so relocated. If funds remain unexpended after the completion of the construction of the road as relocated, such funds may be expended by said commissioners for the relocation or reconstruction of other roads in said town affected by the Tully river flood control project or by the Birch Hill flood control project constructed by the federal government.

SECTION 2. This act shall take effect upon its passage.

Approved June 7, 1949.

AN ACT RELATIVE TO THE GRANTING OF VACATIONS FOR MEMBERS OF THE REGULAR OR PERMANENT POLICE AND FIRE FORCES IN CERTAIN CITIES AND TOWNS. Chap.384

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make available to certain police officers and firemen the benefits thereof during the vacation period in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 111C, inserted by chapter 348 of the acts of 1945, the following section: — *Section 111D*. In any city or town which accepts this section, all members of its regular police or fire force may be granted a vacation without loss of pay. Such vacations shall be computed in the following manner: — G. L. (Ter. Ed.), 41, new § 111D, added. Vacations for police or fire forces.

For five years' service, but less than ten years' service, a vacation of three weeks.

For ten years' service or more, a vacation of four weeks.

Section one hundred and eleven shall not apply to the members of the regular or permanent police or fire force in any such city or town. Approved June 7, 1949.

AN ACT AUTHORIZING THE METROPOLITAN DISTRICT COMMISSION TO SELL WATER TO ANY INSTITUTION, AGENCY OR INSTRUMENTALITY OF THE UNITED STATES. Chap.385

Be it enacted, etc., as follows:

SECTION 1. Paragraph (3) of section 10 of chapter 92 of the General Laws, as amended, is hereby further amended by striking out, in line 5, as appearing in section 1 of chapter 587 of the acts of 1945, the words "concentration camp" and inserting in place thereof the words: — institution, agency or facility, — so as to read as follows: — G. L. (Ter. Ed.), 92, § 10, etc., amended.

(3) The commission, subject to all the provisions relating to the construction, operation and maintenance by it of a water supply system set forth in this chapter, may sell and deliver water from any of the reservoirs or aqueducts of the metropolitan water system to any institution, agency or facility established in the commonwealth by the United States or by any agency or instrumentality of the United States, or to any agency or instrumentality of the commonwealth or of any county thereof, and lay and maintain pipe lines and other works necessary therefor, upon terms and conditions to be agreed upon by the duly authorized officer or representative of the United States government, or of the commonwealth or of any county thereof, as the case may be, and the commission; and may sell and deliver water from any of the reservoirs or aqueducts of the metropolitan water system to any town or group of towns not eligible to membership be- Sale of water to federal government approved.

cause of location wholly more than fifteen miles from the state house, or because otherwise not within reasonable reach of the distribution system as provided in paragraph (1) of this section, to any water company, or to any water, fire or fire and water district, authority to purchase the same being hereby granted, and may lay and maintain pipe lines and other works necessary therefor upon terms and conditions to be mutually agreed upon by the commission and said town or group of towns, water company or district.

SECTION 2. This act shall take effect upon its passage.

Approved June 7, 1949.

Chap. 386 AN ACT FURTHER REGULATING THE TIME OF PAYMENT OF THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE COMMONWEALTH.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make available forthwith to the employees of the commonwealth the provisions hereof, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 29, § 31,
etc., amended.

Time of
payment of
salaries of
certain
employees of
the common-
wealth.

Chapter 29 of the General Laws is hereby amended by striking out section 31, as most recently amended by section 1 of chapter 580 of the acts of 1946, and inserting in place thereof the following section: — *Section 31.* Salaries payable by the commonwealth shall, unless otherwise provided, be paid on the first day of each month, and shall be in full for all services rendered to the commonwealth by the persons to whom they are paid. Weekly advances on account of salaries shall be made upon request of any employee, under such regulations as the state treasurer may prescribe, not exceeding the proportion of salary then due. No salary shall be paid to any person for a longer period than that during which he has been actually employed in the duties of his office. If a salary shall be diminished, no greater rate shall be paid because of any previous appropriation therefor. Notwithstanding the foregoing provisions of this section, the annual salary of each teacher and each supervisor employed in any school or college within any department of the commonwealth, whose regular service is rendered from September first to June thirtieth, shall be for his service for the number of weeks established by the department for such school to be in session during said period, payable, however, in equal instalments on the first day of each month, and the amount earned and unpaid at the time of his resignation, retirement, death or entry on leave of absence shall be paid forthwith to the persons entitled thereto, and advances of pay may be made to any state officer or employee in advance of his regular vacation to the extent of the pay to which he is about to become entitled during such vacation period under such regulations as the state treasurer may prescribe.

Approved June 7, 1949.

AN ACT PROVIDING FOR EXTENSIONS OF THE BOUNDARIES OF THE HADLEY WATER SUPPLY DISTRICT. *Chap.387*

Be it enacted, etc., as follows:

SECTION 1. Upon a petition in writing addressed to the board of water commissioners of the Hadley Water Supply District in the town of Hadley requesting that certain real estate, accurately described therein, located in said town and abutting on said district and not otherwise served by a public water supply be included within the limits thereof, and signed by the owners of such real estate, or a major portion of such real estate, said water commissioners shall cause a duly warned meeting of the district to be called, at which meeting the voters may vote on the question of including said real estate within the district. If a majority of the voters present and voting thereon vote in the affirmative, the district clerk shall within ten days file with the town clerk of said town and with the state secretary an attested copy of said petition and vote, and thereupon said real estate shall become and be part of the district and shall be holden in the same manner and to the same extent as the real estate included within said district at the time of the passage of this act.

SECTION 2. This act shall take effect upon its passage.

Approved June 7, 1949.

AN ACT AUTHORIZING CERTAIN SIDEWALK ASSESSMENTS IN THE TOWN OF WAKEFIELD AND VALIDATING CERTAIN ACTS RELATIVE THERETO. *Chap.388*

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section two of chapter eighty and section twenty-seven of chapter eighty-three of the General Laws, the recording in Middlesex registry of deeds, South district, between June eleventh and June twenty-sixth, nineteen hundred and forty-eight, both dates inclusive, of orders, as provided in section two of said chapter eighty, or statements as provided in section twenty-seven of said chapter eighty-three, stating betterments to be assessed or sidewalks to be established or reconstructed on the following public ways in the town of Wakefield, namely: — Aborn avenue, Bellevue avenue, Crosby road, Davidson road, Fosters lane, Gerard street, Line road, Morel circle, Oakland road, Outlook road, Perham street, Sherman road, Sylvan avenue and Woodland road, shall be valid, in so far as they may be invalid by reason of not having been filed in said registry within the time limit provided by law. Assessments for said betterments and sidewalks may be levied and committed in accordance with the provisions of said chapters eighty and eighty-three, except as otherwise provided by this act.

SECTION 2. This act shall take effect upon its passage.

Approved June 7, 1949.

Chap.389 AN ACT PROVIDING FOR THE ADJUSTMENT OF RETIREMENT ALLOWANCE OF ELIZABETH M. MAHONEY OF WORCESTER.

Be it enacted, etc., as follows:

The retirement allowance of Elizabeth M. Mahoney of Worcester, formerly an employee of Belmont hospital in said city, who has recently retired, is hereby increased from ten dollars and eleven cents per month, which she is now receiving, to one half her regular compensation at the time of her retirement.

Approved June 7, 1949.

Chap.390 AN ACT AUTHORIZING AN INCREASE OF THE SALARY OF THE MAYOR OF THE CITY OF GLOUCESTER.

Be it enacted, etc., as follows:

SECTION 1. Chapter 611 of the acts of 1908 is hereby amended by striking out section 19 and inserting in place thereof the following:— *Section 19.* For each municipal year until otherwise ordered by the municipal council, the annual salary of the mayor shall be eighteen hundred dollars and the salary of each alderman shall be one thousand dollars. These salaries may be changed by any municipal council, to take effect in the next municipal year thereafter, but the amounts shall not exceed forty-five hundred dollars for the salary of the mayor nor fifteen hundred dollars for the salary of each alderman.

SECTION 2. This act shall be submitted for acceptance to the registered voters of the city of Gloucester at its regular city election in the current year in the form of the following question which shall be placed upon the official ballot to be used at said election:— “Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled ‘An Act authorizing an increase of the salary of the mayor of the city of Gloucester’, be accepted?” If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon take full effect, but not otherwise.

Approved June 7, 1949.

Chap.391 AN ACT RELATIVE TO THE SALE OF ALCOHOLIC BEVERAGES BY INNHOLDERS HOLDING SEASONAL LICENSES.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 128, § 12,
etc., amended.

Section 12 of chapter 138 of the General Laws, as amended, is hereby further amended by adding at the end of the second sentence of the first paragraph the following:— , and, in the case of innholders holding seasonal licenses, in the dining room or dining rooms and in such other public rooms or areas of buildings on the same premises as the hotel and operated as appurtenant and contiguous to and in conjunction with such hotel and to registered guests occupying private rooms in such buildings.

Approved June 7, 1949.

AN ACT AUTHORIZING SAVINGS BANKS TO BECOME MEMBERS OF OR CONTRIBUTE TO CERTAIN ORGANIZATIONS. *Chap.392*

Be it enacted, etc., as follows:

Section 57 of chapter 168 of the General Laws, as most recently amended by section 1 of chapter 61 of the acts of 1945, is hereby further amended by inserting after the second sentence thereof the following sentence: — Any such corporation may also become a member of or contribute to associations in the commonwealth, and subscribe to services, other than the associations and services hereinabove mentioned, if, in the opinion of said board and the commissioner of banks, such membership, contributions or services are reasonable and of substantial benefit to the bank and its depositors, — so as to read as follows: — *Section 57.* Any such corporation, by vote of its board of investment, may become a member of an association or associations organized for the purpose of protecting and promoting the interests of savings banks and other banks, and may subscribe to a service or services established to protect or conserve the assets of banks, and may pay to such association or associations or for such a service or services its proportionate share of the expenses thereof, if in the opinion of the board of investment of such corporation such expenses are reasonable and necessary. Any such corporation may also by like vote contribute such sum or sums of money as said board may determine to be reasonable to any general fund being raised by a relief committee or agency approved by the commissioner of public welfare as evidenced by a writing filed in his office, and formed for the purpose of raising money to be used for the betterment of social and economic conditions in the community where such corporation is established. Any such corporation may also become a member of or contribute to associations in the commonwealth, and subscribe to services, other than the associations and services hereinabove mentioned, if, in the opinion of said board and the commissioner of banks, such membership, contributions or services are reasonable and of substantial benefit to the bank and its depositors. No such corporation shall expend in the aggregate for the purposes mentioned in this section in any one fiscal year, as determined by the commissioner of banks, more than one half of one per cent of its income for the next preceding fiscal year, as so determined.

G. L. (Ter. Ed.), 168, § 57, etc., amended.

Savings banks may become members of or contribute to certain organizations.

Approved June 7, 1949.

AN ACT RELATIVE TO THE SALARIES OF THE BOARD OF ASSESSORS OF THE CITY OF BOSTON. *Chap.393*

Be it enacted, etc., as follows:

SECTION 1. Chapter 93 of the Special Acts of 1918 is hereby amended by striking out section 2 and inserting in place thereof the following section: — *Section 2.* The mayor of the city shall appoint, and may at any time remove, in

accordance with the provisions of chapter four hundred and eighty-six of the acts of nineteen hundred and nine, five assessors to hold office for terms of one, two, three, four, and five years, respectively, from the first day of April in the year nineteen hundred and thirty-eight. As the term of each assessor expires, the mayor in like manner shall appoint his successor for a term of five years from the first day of April in the year of appointment. The mayor shall also fill any vacancy for the unexpired term. The mayor shall designate the chairman of the board who shall receive an annual salary of eight thousand dollars; the four other members of the board shall each receive an annual salary of sixty-five hundred dollars.

SECTION 2. This act shall take full effect upon its acceptance by the city council of the city of Boston, subject to the provisions of its charter, but not otherwise.

Approved June 7, 1949.

Chap.394 AN ACT RELATIVE TO THE FILING OF CERTAIN REPORTS WITH THE COMMISSIONER OF LABOR AND INDUSTRIES BY LABOR UNIONS.

Be it enacted, etc., as follows:

Chapter 618 of the acts of 1946 is hereby amended by striking out section 2 and inserting in place thereof the following section:— *Section 2.* The president and secretary of each labor union having a membership of more than fifty shall file annually with the commissioner of labor and industries, in such form as the commissioner may prescribe, a report showing the total of its receipts of any kind and the sources of such receipts, and the disbursements made by it, during its last fiscal year. If any labor union files a financial statement with the department of labor of the United States, the filing of a duplicate of such statement with said commissioner shall be sufficient to meet the requirements of this section.

Approved June 7, 1949.

Chap.395 AN ACT REQUIRING THE MAKING OF MICROPHOTOGRAPHIC PROCESS COPIES OF ALL RECORD BOOKS, CERTIFICATES OF TITLE AND OTHER INSTRUMENTS IN THE REGISTRIES OF DEEDS, AND RELATIVE TO THE DESTRUCTION OF ALL ORIGINAL INSTRUMENTS IN SAID REGISTRIES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 36, § 15, amended.

Manner of recording instruments and making microphotographic copies.

SECTION 1. Chapter 36 of the General Laws is hereby amended by striking out section 15, as appearing in the Tercentenary Edition, and inserting in place thereof the following:— *Section 15.* He shall record all instruments upon the pages of the record books in fair and legible handwriting or in print, and in continuous successive lines, and shall note on the record, before attesting the same, all erasures and interlineations and the value of any stamp affixed thereto pursuant to federal law, and the cancellation thereof, and he

shall make duplicate microphotographic process copies of all books in his registry in which deeds, certificates of title and other instruments have been recorded or entered.

SECTION 2. Section 8 of chapter 66 of the General Laws, as amended by chapter 128 of the acts of 1943, is hereby further amended by inserting after the word "law" in the last line the words: — , and he may destroy all original instruments left for record and not called for within five years after the recording thereof, — so as to read as follows: —

G. L. (Ter. Ed.), 66, § 8, etc., amended.

Section 8. Every original paper belonging to the files of the commonwealth, or of any county, city or town, bearing date earlier than the year eighteen hundred, every book of registry or record, every town warrant, every deed to the commonwealth or to any county, city or town, every report of an agent, officer or committee relative to bridges, public ways, sewers or other state, county or municipal interests or matters not required to be recorded in a book, and not so recorded, shall be preserved and safely kept, and every other paper belonging to such files shall be kept for seven years after the latest original entry therein or thereon, unless otherwise provided by law; and no such paper shall be destroyed without the written approval of the supervisor of records. Notwithstanding the foregoing, the register of deeds in any county may, without such written approval, destroy any papers pertaining to attachments or to the dissolution or discharge thereof in the files of his office following the expiration of twenty years after the latest original entry therein or thereon, unless otherwise specifically provided by law, and he may destroy all original instruments left for record and not called for within five years after the recording thereof.

Preservation of certain books, papers, and records.

SECTION 3. Every register of deeds shall, not later than January first, nineteen hundred and fifty, commence the making of microphotographic process copies of all books in his registry in which deeds, certificates of title and other instruments have been recorded or entered prior to the effective date of this act.

Registers of deeds must begin microphotographing of certain records before January 1, 1950.

Approved June 7, 1949.

AN ACT AUTHORIZING THE TOWN OF WAKEFIELD TO RELEASE TO THE FIRST PARISH IN WAKEFIELD A CERTAIN PARCEL OF LAND ON CHURCH STREET, WAKEFIELD.

Chap. 396

Be it enacted, etc., as follows:

The town of Wakefield is hereby authorized to release to The First Parish in Wakefield, free from all encumbrances, restrictions, conditions, and public rights and uses, the whole or any portion of a certain parcel of land in said Wakefield bounded and described as follows: —

Southerly by Church street by two lines measuring, respectively, one hundred and ninety-one and seventy-one one-hundredths feet, and thirteen and forty-nine one-hundredths feet;

Southeasterly by the intersection of Church street and Lake avenue, twenty-four and five one-hundredths feet;

Easterly by Lake avenue, three hundred and thirty-two and seventy-one one-hundredths feet;

Northerly by Spaulding street, ninety and ninety-seven one-hundredths feet;

Westerly by land now or formerly of Riley, one hundred and sixty-nine and three one-hundredths feet;

Northerly by said Riley land, eighty-eight and thirteen one-hundredths feet;

Westerly by land of town of Wakefield by two lines measuring, respectively, one hundred and forty-nine and seventeen one-hundredths feet, and sixty-seven and eleven one-hundredths feet;

Said parcel is shown on a plan marked Plan of Land First Congregational Church Wakefield, Massachusetts, dated December 10, 1948, by C. O. Baird, Registered Engineer.

Approved June 7, 1949.

Chap.397 AN ACT REGULATING THE EMPLOYMENT OF TEMPORARY LABORERS, CHAUFFEURS AND WORKMEN BY THE STATE DEPARTMENT OF PUBLIC WORKS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 31, § 4, etc., amended.

Section 4 of chapter 31 of the General Laws, as amended, is hereby further amended by striking out the paragraph added by section 1 of chapter 627 of the acts of 1941 and inserting in place thereof the following: —

Certain employees to be excepted.

The labor service of the state department of public works except: (1) Laborers and chauffeurs employed between November fifteenth and April fifteenth to be used in connection with the removal of snow and the sanding of slippery surfaces with the incidental work thereto on the highways of the commonwealth, such employment in each case not to exceed a total of ninety days within that period, and such employees shall not be used to do work performed by regular employees when available and able to perform the work satisfactorily; (2) Such temporary employees as required during and following a disaster or period of extreme danger when and as authorized by the governor, but not to exceed ninety days. Preference shall be given to veterans in making appointments and employing persons under the provisions of clauses (1) and (2) of this paragraph.

Approved June 7, 1949.

Chap.398 AN ACT RELATIVE TO THE MILITARY RIGHTS OF PERSONS IN THE MILITIA, THE LAND FORCES AND THE NAVAL FORCES OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 33, new § 1A, added.
Military rights of persons in

SECTION 1. Chapter 33 of the General Laws is hereby amended by inserting after section 1 the following section: —

Section 1A. No person shall be denied the enjoyment of any military right, or be discriminated against in the exercise of

any military right, or be segregated in such militia, land forces or naval forces, because of race, color or national origin.

military
forces of
commonwealth.
Effective date.

SECTION 2. This act shall take effect on March first, nineteen hundred and fifty.

Approved June 7, 1949.

AN ACT AUTHORIZING THE TOWN OF MARBLEHEAD TO CHARGE FOR ADMISSION TO SEASIDE PARK DURING THE CELEBRATION OF THE THREE HUNDREDTH ANNIVERSARY OF THE TOWN IN THE CURRENT YEAR.

Chap.399

Be it enacted, etc., as follows:

SECTION 1. The town of Marblehead, acting by its selectmen or its anniversary committee, is hereby authorized to charge a fee for admission to Seaside park in said town during the celebration of the three hundredth anniversary of the town in August of the current year.

SECTION 2. This act shall take effect upon its passage.

Approved June 7, 1949.

AN ACT AUTHORIZING THE RETIRING AUTHORITY OF THE CITY OF NEWTON TO INCREASE THE PENSION OF EDWARD A. MOAN OF SAID NEWTON.

Chap.400

Be it enacted, etc., as follows:

SECTION 1. The retiring authority of the city of Newton may increase the pension of Edward A. Moan of said city, now retired under the authority of section fifty-eight of chapter thirty-two of the General Laws, by an amount not to exceed one half of the highest rate of bonus paid to him in any one year by said city prior to his retirement.

SECTION 2. This act shall take effect upon its passage.

Approved June 7, 1949.

AN ACT EXEMPTING CERTAIN DISABLED VETERANS FROM THE PAYMENT OF THE EXCISE ON MOTOR VEHICLES OWNED, OPERATED AND REGISTERED BY THEM.

Chap.401

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to exempt certain disabled veterans from the payment in the current year of the excise on motor vehicles owned by them, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Section 1 of chapter 60A of the General Laws, as most recently amended by chapter 342 of the acts of the current year, is hereby further amended by inserting after the fourth paragraph the following paragraph:—

G. L. (Ter.
Ed.), 60A, § 1,
etc., amended.

The excise imposed by this section shall not apply to a motor vehicle owned, operated and registered by a veteran of World War II who has incurred the loss, or loss of use, of

Certain
disabled
veterans
exempted

from excise
tax on
certain
motor vehicles.

one or both legs, and who shall have previously registered a motor vehicle awarded to him under an act of the Seventy-ninth Congress by reason of such disability.

Approved June 7, 1949.

Chap.402 AN ACT REVISING THE CHARTER OF THE CITY OF NORTH ADAMS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 148 of the acts of 1895 is hereby amended by striking out section 9, as amended by section 4 of chapter 327 of the acts of 1947, and inserting in place thereof the following: — *Section 9.* The city council shall consist of nine councilmen who shall be elected at large by the voters of the city, as follows: —

At the biennial municipal election in the year nineteen hundred and fifty-one and at each biennial municipal election thereafter, there shall be elected nine members for a term of two years.

The term of all twenty-one councilmen elected in the year nineteen hundred and forty-nine shall expire on the first Monday of January in the year nineteen hundred and fifty-two.

At the biennial municipal election in the year nineteen hundred and fifty-one and at each biennial municipal election thereafter no voter shall vote for more than seven of the nine councilmen to be elected thereat for a term of two years and the number having the highest number of votes shall be declared elected.

On the second Tuesday prior to every biennial municipal election the city clerk shall determine by lot the order in which the names of the candidates for election to the city council shall appear on the ballot. The candidates shall be notified of such drawing and shall be allowed to be present thereat in person or by their representatives.

The city council shall annually, at the first meeting in January, elect by ballot one of their members president of the council.

SECTION 2. Section 13 of said chapter 148 is hereby amended by striking out the last sentence and inserting in place thereof the following: — The members of the city council shall receive the sum of ten dollars for each meeting of the council attended but the total amount for all meetings attended shall not be in any year in excess of ten per cent of the salary of the mayor.

SECTION 3. Section 29 of said chapter 148, as amended by section 11 of chapter 103 of the acts of 1918, is hereby further amended by striking out the first paragraph and inserting in place thereof the following: — The mayor shall have the sole power of appointment to all the municipal offices established by or under this act, including officers and members of the fire and police departments, unless herein otherwise provided;

he may, except as herein otherwise provided, remove from office, lower in rank, transfer, or suspend by written order any officer or member so appointed hereunder, for just cause and he shall in such order specifically assign the reasons therefor. Such order of removal, lowering, transfer, or suspension shall take effect upon the filing of the same with the city clerk, and the service of a copy thereof upon such officer or member so removed, lowered, transferred, or suspended, either personally or by leaving the same at his last and usual place of residence.

SECTION 4. This act shall be submitted for acceptance to the registered voters of the city of North Adams at the next regular municipal election in the form of the following question, which shall be placed upon the official ballot to be used at said election: — "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled 'An Act revising the charter of the city of North Adams', which provides for a reduction of the number of members of the city council, establishes payment for the services of the members of the city council and the abolishment of the approval of the city council for the removal, lowering in rank, transfer or suspension by the mayor of administrative municipal officers appointed by the mayor, be accepted?" If a majority of the voters voting thereon vote in the affirmative in answer to said question, this act shall thereupon take full effect for the nomination and election of municipal officers in the year nineteen hundred and fifty-one, and for all other purposes it shall take full effect upon the organization of the city government on the first Monday of January, nineteen hundred and fifty-two.

Approved June 7, 1949.

AN ACT RELATING TO APPROPRIATIONS VOTED BY CITIES
AND TOWNS FROM LOANS OR BALANCES OF LOANS.

Chap.403

Be it enacted, etc., as follows:

Section 20 of chapter 44 of the General Laws, as most recently amended by chapter 60 of the acts of 1947, is hereby further amended by adding at the end the following sentence: — Notwithstanding the provisions of this section, no appropriation from a loan or balance thereof shall be made which would increase the amount available from borrowed money for any purpose to an amount in excess of any limit imposed by general law or special act for such purpose.

G. L. (Ter. Ed.), 44, § 20, etc., amended.

Certain appropriations limited.

Approved June 7, 1949.

AN ACT FURTHER REGULATING FEES TO BE CHARGED BY
CITY AND TOWN CLERKS.

Chap.404

Be it enacted, etc., as follows:

SECTION 1. Section 34 of chapter 262 of the General Laws, as most recently amended by section 1 of chapter 297 of the acts of the current year, is hereby further amended by striking out clauses (47) and (48), as appearing in sec-

G. L. (Ter. Ed.), 262, § 34, etc., amended.

tion 1 of chapter 550 of the acts of 1948, and inserting in place thereof the following:—

Fee for recording personal property mortgages, etc.

(47) For recording a mortgage of personal property, bill of sale given for security, or any deed or conveyance, however called, by which personal property is conveyed to a creditor or title thereto retained by a seller as security for the payment of a debt or other obligation, one dollar for each page or major fraction thereof, but not less than three dollars.

Assignment, discharge, etc., of personal property mortgage.

(48) For recording an assignment, partial release, discharge of a mortgage of personal property, acknowledgment of payment of bill of sale given for security or given for security with condition of redemption, one dollar.

G. L. (Ter. Ed.), 262, § 34, etc., amended.

SECTION 2. Said section 34 of said chapter 262 is hereby further amended by striking out clause (79), as so appearing, and inserting in place thereof the following:—

Fees for recording certain other papers.

(79) For recording any paper not specifically named herein, the fee shall, unless otherwise provided, be one dollar per page. If a paper contains the names of more than two parties, an additional fee of twenty-five cents each shall be charged for indexing the names of additional parties.

G. L. (Ter. Ed.), 262, § 34, etc., further amended.

SECTION 3. Said section 34 of said chapter 262 is hereby further amended by striking out clauses (17), (18) and (19), as so appearing.

G. L. (Ter. Ed.), 255, § 3, etc., amended.

SECTION 4. Chapter 255 of the General Laws is hereby amended by striking out section 3, as most recently amended by section 45 of chapter 550 of the acts of 1948, and inserting in place thereof the following:— *Section 3.* City and town clerks shall, upon payment of their fees as provided by section thirty-four of chapter two hundred and sixty-two, record in books kept for that purpose, mortgages of personal property, bills of sale given for security, written statements by mortgagees of oral conditions for redemption and all other instruments described in sections one and seven A; also assignments, partial releases, discharges, acknowledgments of payment and notices of foreclosure of such instruments, notices of intention to sell property pledged for payment of money with affidavit of service, assignments of future earnings, and powers of attorney; and attest the signature of mortgagee on a discharge of mortgage of personal property entered on the margin of the record of such mortgage. The clerk may, upon payment of the fees provided for recording like instruments herein referred to, accept a copy of a printed form of personal property mortgage or other instrument submitted for record, such copy to be completed and attested by him as a true copy, and securely attached to a page or pages of the personal property mortgage record book, in which case such copy so attached and attested shall become the record.

City and town clerks to keep certain records in books.

Approved June 7, 1949.

AN ACT AUTHORIZING THE CITY OF PEABODY TO PAY AN ANNUITY TO THE WIDOW OF WILLIAM H. KERWIN, A FORMER MEMBER OF THE FIRE DEPARTMENT OF SAID CITY. Chap. 405

Be it enacted, etc., as follows:

SECTION 1. The city of Peabody is hereby authorized to pay to Josephine A. Kerwin, widow of William H. Kerwin, who died on January ninth, nineteen hundred and sixteen from injuries received in the performance of duty as a member of the fire department of said city, an annuity, for life, of the sum of twelve hundred dollars, the same to be paid in equal monthly instalments.

SECTION 2. This act shall take effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved June 7, 1949.

AN ACT MAKING CERTAIN CHANGES IN THE LAW RELATIVE TO THE SALARIES OF CERTAIN EMPLOYEES OF THE COMMONWEALTH AND TO CORRECT INEQUALITIES RESULTING FROM APPLICATION OF THE GENERAL SALARY SCHEDULE TO SUCH EMPLOYEES. Chap. 406

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to immediately correct certain inequalities resulting from the application of the general salary schedule to certain employees of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 46 of chapter 30 of the General Laws, as most recently amended by section 2 of chapter 311 of the acts of 1948, is hereby further amended by adding at the end of paragraph (6) the following: — G. L. (Ter. Ed.), 30, § 46, etc., amended.

Employees reinstated or re-employed shall be credited with the period of their previous service in the same salary grade if reinstated or re-employed within three years but at a rate not less than that which the employee received upon his separation from the pay roll. Employees reinstated or re-employed after separation from the pay roll for three years or more may be credited with the period of their previous service in the same salary grade in accordance with the pertinent rules of the division of personnel and standardization. Salaries of re-employed employees.

SECTION 2. Said section 46 of said chapter 30, as so amended, is hereby further amended by striking out paragraph (8) and inserting in place thereof the following: — G. L. (Ter. Ed.), 30, § 46, etc., further amended.

(8) An employee who is demoted to a position in a lower salary grade shall receive the salary to which his period of service would entitle him if his service had been rendered Salary of employee demoted to a lower salary grade.

in the lower grade, but not less than the employee would have been entitled to had his service been continuously in the lower grade.

1948, 311, § 4,
amended.

SECTION 3. Section 4 of chapter 311 of the acts of 1948 is hereby amended by striking out in lines 9 to 11, inclusive, the words "a promotion received on or after July first, nineteen hundred and forty-seven, and on or before June thirtieth, nineteen hundred and forty-eight" and inserting in place thereof the words:—the promotion to his present grade,—so as to read as follows:—*Section 4.* In the initial allocation of positions to the salary grades in the salary schedule, each incumbent shall be given the rate to which he would be entitled if the number of years served by him in the grade in which he is serving immediately prior to such allocation had been served after such allocation, and such allocation shall effect an increase of not less than one increment for such grade; provided, however, that if the rate so determined would be less, because of the promotion to his present grade, than the rate to which the incumbent would have been entitled without such promotion, his rate shall be that which he would have received if his promotion had been deferred until July first, nineteen hundred and forty-eight. Such increase shall be in addition to any increase to which the incumbent would be entitled by step-rate, promotion, or otherwise, on the effective date of the increase provided by this section. Increases which may have been granted during the current calendar year by the division of personnel and standardization, retroactive to January first, nineteen hundred and forty-eight, shall be considered granted as authorized by this act. No increase granted in the initial allocation to the salary schedule as provided by this section because of credit for years of service or otherwise shall exceed six hundred dollars.

Initial
allocations,
how
determined.

Allocation to
a grade less
than number
of years of
service.

SECTION 4. Any employee subject to the provisions of chapter three hundred and eleven of the acts of nineteen hundred and forty-eight who, because of the limitation contained in the last sentence of section four of said chapter, was allocated to a grade at a rate which represents less than the number of years of service actually served in his grade shall, if allocated to grades one through fourteen in the general salary schedule, receive semi-annual increases of sixty dollars to the last three rates in the schedule and thereafter annual increases of one hundred and twenty dollars until the proper rate based on years actually served in the grade is reached or, if allocated to a grade in the labor service salary schedule, receive semi-annual increases of sixty dollars to the last three rates in that schedule and thereafter annual increases of sixty dollars until the proper rate based on years actually served in the grade is reached.

Any employee subject to the provisions of chapter three hundred and eleven of the acts of nineteen hundred and forty-eight who, because of the limitation contained in the last sentence of section four of said chapter, was allocated

to a grade at a rate which represents less than the number of years actually served in his grade shall, if allocated to grades fifteen through seventy-four in the general salary schedule, receive annually one increment until the proper rate based on years actually served in the grade is reached.

SECTION 5. The provisions of this act shall apply to all initial allocations to the salary schedule as of July first, nineteen hundred and forty-eight, and funds appropriated for the purpose of salary adjustments by section ten of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight and section one of chapter four of the acts of nineteen hundred and forty-nine shall be available in the amount of two hundred thousand dollars during the current fiscal year and the fiscal year ending June thirtieth, nineteen hundred and fifty for such adjustments as may be made in accordance with the provisions of this act.

Date of application of provisions of section.

Funds to be appropriated.

SECTION 6. The governor, upon recommendation of the commission on administration and finance, is hereby authorized to transfer from the said funds to items of appropriation for the current fiscal year and the fiscal year ending June thirtieth, nineteen hundred and fifty, which are available in whole or in part for personal services, such amounts as are necessary to meet said salary adjustments, to be in addition to amounts appropriated to said items of appropriation, and the governor, upon like recommendation, is hereby further authorized to allocate such transfers to the several state or other funds to which such items of appropriations are charged.

Governor may, etc., transfer funds to meet salary adjustments.

Approved June 9, 1949.

AN ACT RELATIVE TO THE RETIREMENT OF CERTAIN SCHOOL JANITORS OR SCHOOL CUSTODIANS.

Chap. 407

Be it enacted, etc., as follows:

SECTION 1. Chapter 32 of the General Laws is hereby amended by inserting after section 45A, inserted by section 1 of chapter 708 of the acts of 1945, the following section: — *Section 45B.* In any city or town which has accepted sections forty-four and forty-five A in the manner set forth in section forty-five and which accepts this section, a school janitor or school custodian who was in the employ of the school department of such city or town prior to July first, nineteen hundred and thirty-seven, and on or after said date has been, or hereafter shall be, promoted to a supervisory position in the janitorial or custodial service of such school department, shall not by reason of the acceptance of such promotion forfeit his right, if any, to a non-contributory pension under the provisions of said sections forty-four and forty-five A.

G. L. (Ter. Ed.), 32, new § 45B, added.

Retirement of school janitors or custodians in certain cities and towns.

SECTION 2. Any school janitor or school custodian referred to in section forty-five B of chapter thirty-two of the General Laws, inserted by section one of this act, who is a member of the contributory retirement system of the city

Withdrawal from system authorized.

or town by which he is employed, may withdraw from membership in such system, whereupon all deductions withheld from his wages on account of such membership shall be repaid to him by the retirement board of such city or town.

Approved June 9, 1949.

Chap.408 AN ACT TO AUTHORIZE THE TOWN OF WESTPORT TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING A HIGH SCHOOL.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing a high school, and originally equipping and furnishing said building, the town of Westport may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate four hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Westport School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved June 9, 1949.

Chap.409 AN ACT TEMPORARILY REVIVING NORTH-UNION REALTY COMPANY FOR A CERTAIN PURPOSE.

Emergency
preamble.

Whereas, The deferred operation of this act would delay the discharging of a certain mortgage by the corporation revived thereby and it is essential that such discharge be effected as soon as possible, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

North-Union Realty Company, a corporation dissolved by chapter one hundred and forty-eight of the acts of nineteen hundred and thirty-eight, is hereby revived and continued for the sole purpose of discharging a mortgage that it holds on a parcel of real estate owned by the Spa Realty Company.

Approved June 9, 1949.

Chap.410 AN ACT TO VALIDATE AND RATIFY THE CALLING OF THE ANNUAL MEETING OF THE WILLIAMSTOWN FIRE DISTRICT AND THE PROCEEDINGS AT SAID MEETING.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section sixty-six of chapter forty-eight of the General Laws, the

posting of a written notice in three public places in the Williamstown fire district calling the annual meeting of said district on February twenty-third, nineteen hundred and forty-nine, shall be deemed legal notice to the inhabitants of said district of the calling of said meeting, and all acts and proceedings of the district at said meeting, and of its officers done in pursuance thereof, if otherwise valid, are hereby confirmed and made valid to the same extent as if the said meeting had been notified, held and conducted in strict compliance with law.

SECTION 2. This act shall take effect upon its passage.

Approved June 9, 1949.

AN ACT AUTHORIZING THE TOWN OF SOUTHWICK TO BORROW *Chap.411*
MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing an addition to the consolidated school, the town of Southwick may borrow from time to time, over a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate eighty thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words Southwick School Addition Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved June 9, 1949.

AN ACT RELATIVE TO THE BOUNDARIES OF THE WEST BARN- *Chap.412*
STABLE FIRE DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 107 of the acts of the current year is hereby amended by inserting after the word "thereof", in line 5, the words: — , excluding that portion of said precinct two now lying within the boundaries of the Barnstable Fire District, — so as to read as follows: — *Section 1.* The inhabitants of the town of Barnstable liable to taxation in said town and residing within the territory known as precinct two, as described in the records of the town clerk of said town, and as shown by a map now on file in the office of the selectmen thereof, excluding that portion of said precinct two now lying within the boundaries of the Barnstable Fire District, shall constitute a fire district, and are hereby made a body corporate by the name of West

Barnstable Fire District; and said corporation, except as herein otherwise provided, shall have all the powers and be subject to all the duties and liabilities set forth in all general laws now or hereafter in force relating to fire districts.

SECTION 2. This act shall take effect upon its passage.

Approved June 9, 1949.

Chap.413 AN ACT TO AUTHORIZE THE PLACING OF THE POSITIONS OF THE REGULAR OR PERMANENT MEMBERS OF THE POLICE FORCE AND THE OFFICE OF THE CHIEF OF POLICE OF THE TOWN OF WHITMAN UNDER THE CIVIL SERVICE LAWS.

Be it enacted, etc., as follows:

SECTION 1. The positions of the regular or permanent members of the police force and the office of chief of police of the town of Whitman shall, upon the effective date of this act, become subject to the civil service laws and rules relating to police officers in towns, and the tenure of office of any incumbent thereof shall be unlimited, subject, however, to said laws, but the persons holding said positions and office at the time of the passage of this act shall continue to serve therein provided they pass qualifying examinations to which they shall be subjected by the division of civil service.

SECTION 2. This act shall be submitted to the voters of said town at the next annual town meeting in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the general court in the year nineteen hundred and forty-nine entitled 'An Act to authorize the placing of the positions of the regular or permanent members of the police force and the office of the chief of police of the town of Whitman under the civil service laws', be accepted?" If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon take full effect, but not otherwise.

Approved June 9, 1949.

Chap.414 AN ACT TO ESTABLISH THE GILBERTVILLE WATER DISTRICT IN THE TOWN OF HARDWICK.

Be it enacted, etc., as follows:

SECTION 1. The inhabitants of the town of Hardwick liable to taxation in said town and residing within the territory comprised within the following boundary lines, to wit: — Beginning at the northeasterly corner of the tract of land on which is located the Goodfield Mountain supply, so called, in the town of New Braintree; thence northwesterly to the northeast corner of land now or formerly of Kardes on Joslyn road; thence northeasterly along the westerly boundary of land of Goodfield to a stone bound at the northwest corner of said Goodfield's land; thence easterly along said Goodfield's northerly line to the southeasterly corner of land on which

is located the New Braintree Domestic Supply, so called; thence northeasterly to the terminus of the existing water pipe on upper Church street; thence northwesterly to the stone wall on the westerly line of the Hardwick road, said wall being parallel to and about twenty feet easterly of Bujnevicie's barn; thence northwesterly along said stone wall to land now or formerly of Manley at the top of Dougal Mountain; thence following the easterly line of the Manley land to the northeasterly corner of the Beaman land, so called; thence southeasterly to the southeast corner of the covered bridge over the Ware river; thence southerly along the east bank of the Ware river to a stone bound at a point about four hundred feet northeasterly of lowest downstream dam on the Ware river; thence southeasterly to the southwest corner of land now or formerly of Frank Mitus; thence easterly along the southerly line of land of said Mitus to said Mitus's southeast corner; thence northeasterly to the southeast corner of land on which is located the said Goodfield Mountain Supply; thence along the easterly line of said Goodfield Mountain Supply lot to the northeast corner of said lot and the point of beginning — shall constitute a water district and are hereby made a body corporate by the name of the Gilbertville Water District, hereinafter called the district, for the purpose of supplying themselves with water for domestic and other purposes, with power to regulate the use of such water and to fix and collect rates to be paid therefor, and for the purposes of assessing and raising taxes as provided herein for the payment of such services, and for defraying the necessary expenses of carrying on the business of said district, subject to all general laws now or hereafter in force relating to such districts, except as otherwise provided herein. The district shall have power to prosecute and defend all actions relating to its property and affairs.

SECTION 2. For the purposes aforesaid, the district, acting by and through its board of water commissioners hereinafter provided for, may contract with any municipality, acting through its water department, or with any water company, or with any water district, for whatever water may be required, authority to furnish the same being hereby granted, and may take by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws, or acquire by lease, purchase or otherwise, and hold, the waters, or any portion thereof, of any pond, spring or stream, or of any ground sources of supply by means of driven, artesian or other wells, within the town of Hardwick not already appropriated for the purposes of a public water supply, and the water and flowage rights connected with any such water sources, and for said purposes may take as aforesaid, or acquire by purchase or otherwise, and hold, all lands, rights of way and other easements necessary for collecting, storing, holding, purifying and preserving the purity of the water and for conveying the same to any part of said district and may acquire the properties of the Gilbertville Water Company as

provided and limited by section fifteen; provided, that no source of water supply or lands necessary for preserving the quality of the water shall be so taken or used without first obtaining the advice and approval of the department of public health, and that the location and arrangement of all dams, reservoirs, springs, wells, pumping, purification and filtration plants and such other works as may be necessary in carrying out the provisions of this act shall be subject to the approval of said department. The district may construct and maintain on the lands acquired and held under this act proper dams, wells, springs, reservoirs, standpipes, tanks, pumping plants, buildings, fixtures and other structures including also the establishment and maintenance of filter beds and purification works or systems, and may make excavations, procure and operate machinery and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct pipe lines, wells and reservoirs and establish pumping works, and may construct, lay, acquire and maintain aqueducts, conduits, pipes and other works under or over any land, water courses, railroads, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same; and for the purposes of constructing, laying, maintaining, operating and repairing such aqueducts, conduits, pipes and other works, and for all proper purposes of this act, the district may dig up or raise and embank any such lands, highways or other ways in such manner as to cause the least hindrance to public travel on such ways; provided, that the manner in which all things are done upon any such way shall be subject to the direction of the selectmen of the town of Hardwick. The district shall not enter upon, or construct or lay any conduit, pipe or other works within, the location of any railroad corporation except at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities. The district may enter upon any lands for the purpose of making surveys, test wells or pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 3. Any person sustaining damages in his property by any taking under this act or any other thing done under authority thereof may recover such damages from the district under said chapter seventy-nine or said chapter eighty A; but the right to damages for the taking of any water, water right or water source, or for any injury thereto, shall not vest until water is actually withdrawn or diverted under authority of this act.

SECTION 4. For the purpose of paying the necessary expenses and liabilities incurred under this act, other than expenses of maintenance and operation, but including the

expense of renewing mains and equipment and extending the water system acquired under authority of this act, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, forty thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Gilbertville Water District Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than twenty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

SECTION 5. The district shall, at the time of authorizing said loan or loans, provide for the payment thereof in accordance with section four of this act; and, when a vote to that effect has been passed, a sum which, with the income derived from water rates, will be sufficient to pay the annual expense of operating its water works and the interest as it accrues on the bonds or notes issued as aforesaid by the district, and to make such payments on the principal as may be required under this act, shall without further vote be assessed upon the district by the assessors of said town of Hardwick annually thereafter until the debt incurred by said loan or loans is extinguished.

SECTION 6. Any land taken or acquired under this act shall be managed, improved and controlled by the board of water commissioners hereinafter provided for, in such manner as they shall deem for the best interest of the district. All authority vested in said board by this section shall be subject to section ten.

SECTION 7. Said district, with the advice and approval of the department of public health, may sell at public or private sale or may exchange any real property, or any easements, whether taken by eminent domain or otherwise, no longer needed for works under its charge.

SECTION 8. Whenever a tax is duly voted by the district for the purposes of this act, the clerk shall send a certified copy of the vote to the assessors of said town, who shall assess the same on property within the district in the same manner in all respects in which town taxes are required by law to be assessed; provided, that no estate shall be subject to any tax assessed on account of the system of water supply under this act if, in the judgment of the board of water commissioners hereinafter provided for, after a hearing, due notice whereof shall have been given, such estate is so situated that it will receive no aid in the extinguishment of fire from the said system of water supply, or if such estate is so situated that the buildings thereon, or the buildings that might be constructed thereon, could not be supplied with water from said system in any ordinary or reasonable manner; but all other estates in the district shall be deemed to be benefited and shall be subject to such tax. A certified list of the estates exempt from taxation under the provisions of this section

shall annually be sent by said board of water commissioners to said assessors, at the same time at which the clerk shall send a certified copy of the vote as aforesaid. The assessment shall be committed to the town collector, who shall collect said tax in the manner provided by law for the collection of town taxes, and shall deposit the proceeds thereof with the district treasurer for the use and benefit of the district. The district may collect interest on overdue taxes in the manner in which interest is authorized to be collected on town taxes.

SECTION 9. Any meeting of the voters of the territory included within the boundaries set forth in section one to be held prior to the acceptance of this act, and any meeting of the voters of the district to be held prior to the qualification of a majority of the water commissioners, shall be called, on petition of ten or more legal voters therein, by a warrant from the selectmen of said town, or from a justice of the peace, directed to one of the petitioners, requiring him to give notice of the meeting by posting copies of the warrant in two or more public places in the district seven days at least before the time of the meeting. Such justice of the peace, or one of the selectmen, shall preside at such meeting until a clerk is chosen and sworn, and the clerk shall preside until a moderator is chosen. At any meeting held hereunder prior to the acceptance of this act, after the choice of a moderator for the meeting the question of the acceptance of this act shall be submitted to the voters, and if it is accepted by a majority of the voters present and voting thereon it shall thereupon take effect, and the meeting may then proceed to act on the other articles in the warrant. After the qualification of a majority of the water commissioners, meetings of the district shall be called by warrant under their hands, unless some other method be provided by by-law or vote of the district.

SECTION 10. The district shall, after the acceptance of this act as aforesaid, elect by ballot, either at the same meeting at which this act shall have been accepted, or thereafter, at an annual meeting or at a special meeting called for the purpose, three persons, inhabitants of and voters in said district, to hold office, one until the expiration of three years, one until the expiration of two years, and one until the expiration of one year, from the day of the next succeeding annual district meeting, to constitute a board of water commissioners; and at every annual district meeting following such next succeeding annual district meeting one such commissioner shall be elected by ballot for the term of three years. The date of the next annual meeting shall be fixed by by-law or by vote of the board of water commissioners, but in no event shall it be later than fifteen months subsequent to the date on which the water commissioners were first elected. All the authority granted to said district by this act, except sections four and five, and not otherwise specifically provided for, shall be vested in said board of water

commissioners, who shall be subject, however, to such instructions, rules and regulations as the district may by vote impose. At the meeting at which said water commissioners are first elected and at each annual district meeting held thereafter, the district shall elect by ballot, each for a term of one year, a clerk and a treasurer of the district. The treasurer shall not be a water commissioner, and shall give bond to the district in such an amount as may be approved by said water commissioners and with a surety company authorized to transact business in the commonwealth as surety. A majority of said water commissioners shall constitute a quorum for the transaction of business. Any vacancy occurring in said board from any cause may be filled for the remainder of the unexpired term by said district at any legal meeting called for the purpose. No money shall be drawn from the treasury of the district on account of its water works except upon a written order of said water commissioners or a majority of them.

SECTION 11. Said board of water commissioners shall fix just and equitable prices and rates for the use of water, and shall prescribe the time and manner of payment. The income of the water works shall be appropriated to defray all operating expenses, interest charges and payments on the principal as they shall accrue upon any bonds or notes issued under authority of this act. If there should be a net surplus remaining after providing for the aforesaid charges, it may be appropriated for such new construction as said water commissioners may recommend, and in case a surplus should remain after payment for such new construction the water rates shall be reduced proportionately. Said water commissioners shall annually, and as often as the district may require, render a report upon the condition of the works under their charge, and an account of their doings, including an account of receipts and expenditures.

SECTION 12. The district may adopt by-laws, prescribing by whom and how meetings of the district may be called, notified and conducted; and, upon the application of ten or more legal voters in the district, meetings may also be called by warrant as provided in section nine. The district may also establish rules and regulations for the management of its water works, not inconsistent with this act or with any other provision of law, and may choose such other officers not provided for in this act as it may deem necessary or proper.

SECTION 13. Whoever wilfully or wantonly corrupts, pollutes or diverts any water obtained or supplied under this act, or wilfully or wantonly injures any reservoir, well, standpipe, aqueduct, pipe or other property owned or used by the district for any of the purposes of this act, shall forfeit and pay to the district three times the amount of damages assessed therefor, to be recovered in an action of tort, and upon conviction of any of the above wilful or wanton acts shall be punished by a fine of not more than

three hundred dollars or by imprisonment for not more than one year, or both.

SECTION 14. Upon a petition in writing addressed to said board of water commissioners requesting that certain real estate, accurately described therein, located in said town and abutting on said district and not otherwise served by a public water supply be included within the limits thereof, and signed by the owners of such real estate, or a major portion of such real estate, said water commissioners shall cause a duly warned meeting of the district to be called, at which meeting the voters may vote on the question of including said real estate within the district. If a majority of the voters present and voting thereon vote in the affirmative the district clerk shall within ten days file with the town clerk of said town and with the state secretary an attested copy of said petition and vote; and thereupon said real estate shall become and be part of the district and shall be holden under this act in the same manner and to the same extent as the real estate described in section one.

SECTION 15. Nothing in this act shall authorize the district to supply water for domestic or other purposes to the inhabitants of the area served on the effective date of this act by the Gilbertville Water Company, without first having acquired by purchase, or by eminent domain under chapter seventy-nine of the General Laws, all of the properties of said Gilbertville Water Company on said date appurtenant to the business of water supply and located within the area served by said Gilbertville Water Company, exclusive of the reservoirs, pipes, valves, hydrants and other appurtenances of the fire system of the Gilbertville Water Company in the village of Gilbertville. In case of dispute as to the area served by said Gilbertville Water Company on said date, the department of public utilities, upon application of said district or of said Gilbertville Water Company, shall determine such area and such determination shall be final.

SECTION 16. This act shall take full effect upon its acceptance by a majority vote of the voters of the territory included within said district by section one of this act present and voting thereon by the use of a check list at a district meeting called in accordance with the provision of section eight within four years after its passage, but not otherwise.

Approved June 9, 1949.

Chap. 415 AN ACT AUTHORIZING CERTAIN ORGANIZATIONS OF VETERANS
TO DRILL AND PARADE WITH FIREARMS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 33, § 49,
etc., amended.

Section 49 of chapter 33 of the General Laws, as amended, is hereby further amended by inserting after the word "Veterans" in lines 45 and 46, as appearing in chapter 171 of

the acts of 1948, the words: — , the Coast Guard League, Inc., the Portuguese American War Veterans of the United States, Inc., the Navy Club of the United States of America, Inc.
Approved June 9, 1949.

AN ACT PROHIBITING THE DISPOSAL OF GARBAGE AND REFUSE ON HIGHWAYS AND PRIVATE PROPERTY WITHOUT PERMISSION. *Chap.416*

Be it enacted, etc., as follows:

Chapter 270 of the General Laws is hereby amended by adding at the end the following section: — *Section 16.* Whoever, in disposing of garbage, refuse, bottles, cans or rubbish on a public highway or within twenty yards thereof, or on private property, without permission, commits a nuisance thereby, shall be punished by a fine of not more than fifty dollars. If a motor vehicle is used in committing such nuisance a conviction under this section shall forthwith be reported by the court to the registrar of motor vehicles, and the registrar may suspend the license of the operator of such vehicle for not more than thirty days, and if it appears from the records of the registrar of motor vehicles that the person so convicted is the owner of the motor vehicle so used, the registrar may suspend the certificate of registration of said vehicle for thirty days.

G. L. (Ter. Ed.), 270, new § 16, added.

Prohibiting disposal of refuse, etc., on highways without permission.

Approved June 9, 1949.

AN ACT FURTHER ENLARGING THE DISTRICT TO WHICH CERTAIN LAWS RELATIVE TO THE EMISSION OF SMOKE SHALL APPLY. *Chap.417*

Be it enacted, etc., as follows:

The third paragraph of section 1 of chapter 651 of the acts of 1910, as most recently amended by chapter 404 of the acts of 1948, is hereby further amended by inserting at the word "Melrose", in line 8, the word: — , Millis, — so as to read as follows: —

"District" means the district to which the provisions of this act shall apply, to wit: — That part of Boston harbor lying westerly of a line drawn from the southeastern point of Deer Island to the northeastern point of Long Island and the territory comprised within the cities and towns of Arlington, Belmont, Boston, Braintree, Brookline, Cambridge, Canton, Chelsea, Dedham, Everett, Lynn, Malden, Medford, Melrose, Millis, Milton, Needham, Newton, Peabody, Quincy, Revere, Saugus, Somerville, Stoneham, Wakefield, Waltham, Watertown, Weymouth, Winchester, Winthrop and Woburn.

Approved June 9, 1949.

Chap.418 AN ACT RELATIVE TO THE SALARY OF THE MAYOR OF THE CITY OF TAUNTON.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section thirteen of chapter four hundred and forty-eight of the acts of nineteen hundred and nine, and any amendment thereof, the salary of the mayor of the city of Taunton shall be fixed by ordinance at a sum not to exceed five thousand dollars per annum.

SECTION 2. There shall be placed upon the official ballot to be used at the biennial municipal election in said city in the year nineteen hundred and forty-nine the following question: — "Shall the salary of the mayor of the city of Taunton be fixed by ordinance at a sum not to exceed five thousand dollars per annum?"

If a majority of the votes in answer to said question is in the affirmative, then this act shall thereupon take full effect, but not otherwise.

Approved June 9, 1949.

Chap.419 AN ACT ESTABLISHING THE MORNINGDALE WATER DISTRICT IN THE TOWN OF BOYLSTON.

Be it enacted, etc., as follows:

SECTION 1. The inhabitants of the town of Boylston, liable to taxation in said town and residing within the territory comprised within the following boundary lines, to wit: — beginning at a point three hundred feet from the easterly boundary of Sewall street opposite South road, thence southerly following Sewall street parallel to and three hundred feet easterly thereof to the Shrewsbury line; thence westerly following Shrewsbury-Boylston line to the West Boylston line; thence northerly following West Boylston-Boylston line to a point due west of a point three hundred feet northerly of South road; thence to Sewall street following three hundred feet northerly of and parallel to South road to the point of beginning, — shall constitute a water district and are hereby made a body corporate by the name of the Morningdale Water District, hereinafter called the district, for the purpose of supplying themselves with water for the extinguishment of fires and for domestic and other purposes, with power to establish fountains and hydrants and to relocate and discontinue the same, to regulate the use of such water and to fix and collect rates to be paid therefor, and for the purposes of assessing and raising taxes as provided herein for the payment of such services, and for defraying the necessary expenses of carrying on the business of said district, subject to all general laws now or hereafter in force relating to such districts, except as otherwise provided herein. The district shall have power to prosecute and defend all actions relating to its property and affairs.

SECTION 2. For the purposes aforesaid, the district, acting by and through its board of water commissioners hereinafter provided for, may contract with any municipality, acting through its water department, or with any water company, or with any water district, for whatever water may be required, authority to furnish the same being hereby granted, and may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by lease, purchase or otherwise, and hold, the waters, or any portion thereof, of any pond, spring or stream, or of any ground sources of supply by means of driven, artesian or other wells, within the town of Boylston, not already appropriated for the purposes of a public supply, and the water and flowage rights connected with any such water sources; and for said purposes may take as aforesaid, or acquire by purchase or otherwise, and hold, all lands, rights of way and other easements necessary for collecting, storing, holding, purifying and preserving the purity of the water and for conveying the same to any part of said district; provided, that no source of water supply or lands necessary for preserving the quality of the water shall be so taken or used without first obtaining the advice and approval of the department of public health, and that the location and arrangement of all dams, reservoirs, springs, wells, pumping, purification and filtration plants and such other works as may be necessary in carrying out the provisions of this act shall be subject to the approval of said department. The district may construct and maintain on the lands acquired and held under this act proper dams, wells, springs, reservoirs, standpipes, tanks, pumping plants, buildings, fixtures and other structures including also the establishment and maintenance of filter beds and purification works or systems, and may make excavations, procure and operate machinery and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct pipe lines, wells and reservoirs and establish pumping works, and may construct, lay, acquire and maintain aqueducts, conduits, pipes and other works under or over any land, water courses, railroad, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same; and for the purposes of constructing, laying, maintaining, operating and repairing such aqueducts, conduits, pipes and other works, and for all proper purposes of this act, the district may dig up or raise and embank any such lands, highways or other ways in such manner as to cause the least hindrance to public travel on such ways; provided, that the manner in which all things are done upon any such way shall be subject to the direction of the selectmen of the town of Boylston. The district shall not enter upon, or construct or lay any conduit, pipe or other works within, the location of any railroad corporation except at such time^{if} and in such manner as it may agree upon with

such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities. The district may enter upon any lands for the purpose of making surveys, test wells or pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 3. Any person sustaining damages in his property by any taking under this act or any other thing done under authority thereof may recover such damages from the district under said chapter seventy-nine, but the right to damages for the taking of any water, water right or water source, or for any injury thereto, shall not vest until water is actually withdrawn or diverted under authority of this act.

SECTION 4. For the purpose of paying the necessary expenses and liabilities incurred under this act, other than expenses of maintenance and operation, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, one hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Morningdale Water District Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

SECTION 5. The district shall, at the time of authorizing said loan or loans, provide for the payment thereof in accordance with section four of this act; and, when a vote to that effect has been passed, a sum which, with the income derived from water rates, will be sufficient to pay the annual expense of operating its water works and the interest as it accrues on the bonds or notes issued as aforesaid by the district, and to make such payments on the principal as may be required under this act, shall without further vote be assessed upon the district by the assessors of said town of Boylston annually thereafter until the debt incurred by said loan or loans is extinguished.

SECTION 6. Any land taken or acquired under this act shall be managed, improved and controlled by the board of water commissioners hereinafter provided for, in such manner as they shall deem for the best interest of the district. All authority vested in said board by this section shall be subject to section nine.

SECTION 7. Whenever a tax is duly voted by the district for the purposes of this act, the clerk shall send a certified copy of the vote to the assessors of said town, who shall assess the same on property within the district in the same manner in all respects in which town taxes are required by law to be assessed; provided, that no estate shall be subject to any tax assessed on account of the system of water supply under this act if, in the judgment of the board of water commissioners hereinafter provided for, after a hearing, due

notice whereof shall have been given, such estate is so situated that it will receive no aid in the extinguishment of fire from the said system of water supply, or if such estate is so situated that the buildings thereon, or the buildings that might be constructed thereon, could not be supplied with water from said system in any ordinary or reasonable manner; but all other estates in the district shall be deemed to be benefited and shall be subject to such tax. A certified list of the estates exempt from taxation under the provisions of this section shall annually be sent by said board of water commissioners to said assessors, at the same time at which the clerk shall send a certified copy of the vote as aforesaid. The assessment shall be committed to the town collector, who shall collect said tax in the manner provided by law for the collection of town taxes, and shall deposit the proceeds thereof with the district treasurer for the use and benefit of the district. The district may collect interest on overdue taxes in the manner in which interest is authorized to be collected on town taxes.

SECTION 8. Any meeting of the voters of the territory included within the boundaries set forth in section one to be held prior to the acceptance of this act, and any meeting of the voters of the district to be held prior to the qualification of a majority of the water commissioners, shall be called, on petition of ten or more legal voters therein, by a warrant from the selectmen of said town, or from a justice of the peace, directed to one of the petitioners, requiring him to give notice of the meeting by posting copies of the warrant in two or more public places in the district seven days at least before the time of the meeting. Such justice of the peace, or one of the selectmen, shall preside at such meeting until a clerk is chosen and sworn, and the clerk shall preside until a moderator is chosen. At any meeting held hereunder prior to the acceptance of this act, after the choice of a moderator for the meeting the question of the acceptance of this act shall be submitted to the voters, and if it is accepted by a majority of the voters present and voting thereon it shall thereupon take effect, and the meeting may then proceed to act on the other articles in the warrant. After the qualification of a majority of the water commissioners, meetings of the district shall be called by warrant under their hands, unless some other method be provided by by-law or vote of the district.

SECTION 9. The district shall, after the acceptance of this act as aforesaid, elect by ballot, either at the same meeting at which this act shall have been accepted, or thereafter, at an annual meeting or at a special meeting called for the purpose, three persons, inhabitants of and voters in said district, to hold office, one until the expiration of three years, one until the expiration of two years, and one until the expiration of one year, from the day of the next succeeding annual district meeting, to constitute a board of water commissioners; and at every annual district meeting following such next succeeding annual district meeting one such commissioner shall

be elected by ballot for the term of three years. The date of the next annual meeting shall be fixed by by-law or by vote of the board of water commissioners, but in no event shall it be later than fifteen months subsequent to the date on which the water commissioners were first elected. All the authority granted to said district by this act, except sections four and five, and not otherwise specifically provided for, shall be vested in said board of water commissioners, who shall be subject, however, to such instructions, rules and regulations as the district may by vote impose. At the meeting at which said water commissioners are first elected and at each annual district meeting held thereafter, the district shall elect by ballot, each for a term of one year, a clerk and a treasurer of the district. The treasurer shall not be a water commissioner, and shall give bond to the district in such an amount as may be approved by said water commissioners and with a surety company authorized to transact business in the commonwealth as surety. A majority of said water commissioners shall constitute a quorum for the transaction of business. Any vacancy occurring in said board from any cause may be filled for the remainder of the unexpired term by said district at any legal meeting called for the purpose. No money shall be drawn from the treasury of the district on account of its water works except upon a written order of said water commissioners or a majority of them.

SECTION 10. Said board of water commissioners shall fix just and equitable prices and rates for the use of water, and shall prescribe the time and manner of payment. The income of the water works shall be appropriated to defray all operating expenses, interest charges and payments on the principal as they shall accrue upon any bonds or notes issued under authority of this act. If there should be a net surplus remaining after providing for the aforesaid charges, it may be appropriated for such new construction as said water commissioners may recommend, and in case a surplus should remain after payment for such new construction the water rates shall be reduced proportionately. Said water commissioners shall annually, and as often as the district may require, render a report upon the condition of the works under their charge, and an account of their doings, including an account of receipts and expenditures.

SECTION 11. The district may adopt by-laws, prescribing by whom and how meetings of the district may be called, notified, and conducted; and, upon the application of ten or more legal voters in the district, meetings may also be called by warrant as provided in section eight. The district may also establish rules and regulations for the management of its water works, not inconsistent with this act or with any other provision of law, and may choose such other officers not provided for in this act as it may deem necessary or proper.

SECTION 12. Whoever wilfully or wantonly corrupts, pollutes or diverts any water obtained or supplied under this act, or wilfully or wantonly injures any reservoir, well, stand-

pipe, aqueduct, pipe or other property owned or used by the district for any of the purposes of this act, shall forfeit and pay to the district three times the amount of damages assessed therefor, to be recovered in an action of tort, and upon conviction of any of the above wilful or wanton acts shall be punished by a fine of not more than three hundred dollars or by imprisonment for not more than one year, or both.

SECTION 13. Upon a petition in writing addressed to said board of water commissioners requesting that certain real estate, accurately described therein, located in said town and abutting on said district and not otherwise served by a public water supply be included within the limits thereof, and signed by the owners of such real estate, or a major portion of such real estate, said water commissioners shall cause a duly warned meeting of the district to be called, at which meeting the voters may vote on the question of including said real estate within the district. If a majority of the voters present and voting thereon vote in the affirmative the district clerk shall within ten days file with the town clerk of said town and with the state secretary an attested copy of said petition and vote; and thereupon said real estate shall become and be part of the district and shall be holden under this act in the same manner and to the same extent as the real estate described in section one.

SECTION 14. This act shall take full effect upon its acceptance by a majority vote of the voters of the territory included within said district by section one of this act present and voting thereon, by the use of a check list, at a district meeting called, in accordance with section eight, within four years after its passage.

Approved June 9, 1949.

AN ACT PROVIDING FOR THE ESTABLISHMENT OF A RIGHT OF WAY FOR PUBLIC ACCESS TO UPPER MILL POND OR WALKERS POND IN THE TOWN OF BREWSTER, AND AN AREA FOR THE PARKING OF VEHICLES CONTIGUOUS TO SAID RIGHT OF WAY. *Chap. 420*

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Barnstable county are hereby authorized and directed to lay out in the town of Brewster a right of way for public access to Upper Mill pond or Walkers pond in the town of Brewster, and an area for parking facilities contiguous to said right of way, in accordance with plans to be approved by the department of public works and showing the location and dimensions of such right of way and parking area. If it is necessary to acquire land for the purpose of laying out such right of way or parking area said county commissioners shall at the time such right of way or parking area is laid out take such land by eminent domain under chapter seventy-nine of the General Laws. Any person sustaining damages in his property by the laying out of such right of way or parking area, or by specific repairs or improvements thereon, shall be entitled to recover the same under said chapter seventy-nine; provided,

that the right to recover damages, if any, by reason of the laying out of such right of way or parking area, shall vest upon the recording of the order of taking by said county commissioners and that no entry or possession for the purpose of constructing a public way or parking area on land so taken shall be required for the purpose of validating such taking or for the payment of damages by reason thereof.

SECTION 2. The selectmen of the town of Brewster from time to time may make specific repairs on or improve such right of way or parking area to such extent as they may deem necessary, but neither the county of Barnstable, nor any city or town therein, shall be required to keep such right of way or parking area in repair, nor shall they be liable for injury sustained by persons travelling thereon; provided, that sufficient notice to warn the public is posted where such way enters upon or unites with an existing public way.

SECTION 3. All expenses incurred by said county commissioners in connection with such right of way or parking area shall be borne by the county of Barnstable, or by such cities and towns therein, and in such proportions, as said county commissioners may determine.

SECTION 4. Said right of way or parking area shall not be discontinued or abandoned without authority therefor from the general court.

SECTION 5. Nothing in this act shall be construed to limit the powers of the department of public health, or of any local board of health, under any general or special law.

Approved June 10, 1949.

Chap.421 AN ACT RELATIVE TO HOLIDAY PAY, SO CALLED, AND EMPLOYMENT SECURITY BENEFITS.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to have its provisions apply without delay to persons entitled to benefits under the employment security law, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 151A,
new § 29A,
added.

Holiday pay
and unem-
ployment
benefits.

Chapter 151A of the General Laws is hereby amended by inserting after section 29 the following section: — *Section 29A.* The benefits to which an individual would otherwise be entitled under this chapter shall not be reduced by reason of the fact that such individual received holiday pay, so called, in any week of his total or partial unemployment.

Approved June 10, 1949.

Chap.422 AN ACT PROVIDING FOR A RETIREMENT ALLOWANCE FOR RUTH E. FARNSWORTH OF SHREWSBURY.

Be it enacted, etc., as follows:

SECTION 1. The board of retirement of the town of Shrewsbury is hereby authorized and directed to grant to

Ruth E. Farnsworth a retirement allowance to be computed under the provisions of, and to be effective as provided by, option (c) of subdivision (2) of section twelve of chapter thirty-two of the General Laws, in the same manner as if Harold L. Farnsworth, a former employee and member of the retirement system of said town, had elected said option before his death.

SECTION 2. This act shall take effect upon its passage.
Approved June 14, 1949.

AN ACT PROVIDING THAT CERTAIN ANNUITIES PAYABLE TO DEPENDENTS OF POLICEMEN AND FIREMEN AND MEMBERS OF THE DEPARTMENT OF PUBLIC SAFETY DOING POLICE DUTY SHALL APPLY TO DEATHS RESULTING FROM INJURIES RECEIVED OR HAZARDS UNDERGONE BY THEM AND OCCURRING AT ANY TIME.

Chap. 423

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make available at once certain annuities to dependents of policemen and firemen dying as a result of injuries received by them or hazards undergone by them in the line of duty, now therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 89A of chapter 32 of the General Laws, inserted by chapter 552 of the acts of 1948, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — The provisions of this section shall apply to deaths resulting from injuries received, occurring at any time in the case of policemen and firemen and members of the department of public safety doing police duty, occurring on or after August twenty-fifth, nineteen hundred and thirty-two in the case of inspectors or examiners of the registry of motor vehicles in the department of public works, occurring on or after September twenty-fifth, nineteen hundred and thirty-four in the case of forest wardens of cities or towns, occurring on or after January first, nineteen hundred and thirty-four in the case of inspectors of the department of labor and industries and of prison officers, occurring on or after January first, nineteen hundred and thirty-five in the case of technical employees of the department of public works or public health, or of the metropolitan district commission, included in class twenty-seven of rule four of the civil service rules, and occurring on or after July first, nineteen hundred and forty-eight in the case of other employees, and to deaths resulting from hazards undergone, occurring at any time in the case of policemen and firemen and members of the department of public safety doing police duty, occurring on or after January first, nineteen hundred and thirty-five in the case of inspectors or examiners of the registry of motor vehicles in the department of public works, forest wardens

G. L. (Ter.
Ed.), 32, § 89A,
etc., amended.

Certain
annuities
payable to
dependents
of certain
public
employees
killed or
dying from
injuries
received in
performance
of duty.

of cities or towns, inspectors of the department of labor and industries and prison officers, occurring on or after January first, nineteen hundred and thirty-six in the case of technical employees of the department of public works or public health, or of the metropolitan district commission, included in class twenty-seven of rule four of the civil service rules, and occurring on or after July first, nineteen hundred and forty-eight in the case of other employees, irrespective of the time of receiving the injuries or undergoing the hazards resulting in such death.

SECTION 2. This act shall take effect as of the effective date of chapter five hundred and fifty-two of the acts of nineteen hundred and forty-eight. *Approved June 14, 1949.*

Chap. 424 AN ACT AUTHORIZING CONTRIBUTIONS BY THE COUNTY OF BARNSTABLE FOR THE CONSTRUCTION OF SEAWALLS OR OTHER FORMS OF SHORE PROTECTION FOR TOWNS IN SAID COUNTY.

Be it enacted, etc., as follows:

SECTION 1. The county of Barnstable is hereby authorized to contribute to the cost of constructing seawalls or other works to be built by the state department of public works during the years nineteen hundred and forty-nine, nineteen hundred and fifty, nineteen hundred and fifty-one and nineteen hundred and fifty-two under authority of section eleven of chapter ninety-one of the General Laws for the protection of the shores of the towns in said county from erosion by the sea, and the county treasurer, with the approval of the county commissioners, may pay the county's proportion of such cost from the highway appropriation for the year during which the agreement to make such payment is entered into or, for the purpose of so contributing, may borrow from time to time on the credit of the county such sums as may be necessary, not exceeding, in the aggregate, one hundred thousand dollars, and may issue bonds or notes of the county therefor, which shall bear on their face the words Barnstable County Shore Protection Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than five years from their dates. Such bonds or notes shall be signed by the county treasurer and countersigned by a majority of the county commissioners. The county may sell such securities at public or private sale upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred under this act shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

SECTION 2. The county treasurer, with the approval of the county commissioners, may issue temporary notes of the county payable in not more than one year from their dates, in anticipation of the issue of serial bonds or notes under section one, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of

such temporary notes, be extended beyond the time fixed by said section. Any notes issued in anticipation of the serial bonds or notes shall be paid from the proceeds thereof.

SECTION 3. This act shall take effect upon its passage.

Approved June 14, 1949.

AN ACT RELATIVE TO THE NON-CRIMINAL DISPOSITION OF Chap. 425
PARKING VIOLATIONS, SO CALLED.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 20A of chapter 90 of the General Laws, as amended by chapter 201 of the acts of 1938, is hereby further amended by striking out, in line 24, the word "forty-eight" and inserting in place thereof the word: — seventy-two.

G. L. (Ter. Ed.), 90, § 20A, etc., amended.

SECTION 2. Said section 20A of said chapter 90 is hereby further amended by striking out the third paragraph, as appearing in chapter 176 of the acts of 1935, and inserting in place thereof the following: —

G. L. (Ter. Ed.), 90, § 20A, etc., further amended.

Any person notified to appear before the clerk of a district court as provided herein, instead of appearing personally may appear through any person duly authorized by him in writing, or mail to said clerk, with the notice, the amount due as provided herein, such payment to be made only by postal note, money order, or by check. Any such offender, or in his absence a person authorized, may request the clerk of the court that the offence charged be taken for confessed, and if it appears that it is the first offence charged against such offender for a violation of any provision mentioned in this section committed within the jurisdiction of such court within a calendar year, said clerk shall dismiss the charge without payment of any fine or forfeiture, which proceedings shall not be deemed criminal, and shall warn the offender or person authorized, as the case may be, that the offender will be subject to a fine or forfeiture for another such offence committed within such calendar year, and if it appears that it is a second or subsequent offence as aforesaid so committed within such calendar year, the offender or person authorized may pay to said clerk one dollar, in case of such second offence, or two dollars, in case of such third offence, or three dollars, in case of a fourth or subsequent offence; except that the owner of a vehicle who violates the rules for parking in the downtown area of the city of Boston, that is, the section of said city bounded by the waterfront starting at an imaginary line drawn through the center of Staniford street that meets the Charles river near the North Station, and following the waterfront to the Charlestown bridge turning right thereon and running along and including both sides of Washington street north to Haymarket Square and crossing Haymarket Square including both sides thereof to Blackstone street, thence down Blackstone street on both sides to Commercial street turning left on Commercial street and following the center line of Commercial street to

Non-criminal disposition of parking violations.

Boston Harbor thence along the waterfront to the Broadway bridge, thence turning on Broadway and continuing through Park Square to Charles street, including both sides of said ways to Beacon street, thence turning on said Beacon street and proceeding up Beacon street on the Common side to Bowdoin street, thence turning on Bowdoin street and proceeding down Bowdoin street on the easterly side thereof to Cambridge street, thence crossing Cambridge street to Bowdoin Square thence down Chardon street to Merrimac street turning left on Merrimac street including both sides thereof to Staniford street, thence turning and proceeding down the center of Staniford street and continuing in an imaginary line to the Charles river at the North Station to the point of beginning, as shown on a map filed in the office of the secretary of state and marked "Downtown area of the City of Boston referred to in General Laws, chapter 90, section 20A", shall be liable for a fine or forfeiture of one dollar for the first offence. Whenever it becomes necessary to ascertain whether a person owning two or more motor vehicles is chargeable as such owner with a first, second, third, fourth or subsequent offence hereunder, such question shall, in the case of vehicles singly registered, be determined separately with respect to the particular vehicle involved in such violation and, in the case of vehicles subject to section five, with respect to the particular register number plates used on the vehicle involved in such violation at the time thereof.

G. L. (Ter. Ed.), 90, § 20A, etc., further amended.

Penalty for failure to appear after notice.

SECTION 3. Said section 20A of said chapter 90 is hereby further amended by striking out the fifth paragraph, as so appearing, and inserting in place thereof the following:—

Should any person notified to appear hereunder fail to appear and, if a fine or forfeiture is provided hereunder, to pay the same, or having appeared shall desire not to avail himself of the benefits of the procedure established by this section, the clerk shall as soon as may be notify the officer concerned, who shall forthwith make a complaint and follow the procedure established for criminal cases. The clerk of any court finally disposing of such a criminal case instituted because of failure to appear and, if a fine or forfeiture is provided hereunder, to pay the same, as hereinbefore provided, shall forthwith notify the registrar that such case has been so disposed of. The notice to appear, provided herein, shall be printed in such form as the chief justice of the municipal court of the city of Boston may prescribe for said court and as the administrative committee of district courts as created by section forty-three A of chapter two hundred and eighteen may prescribe for district courts other than said municipal court. The clerks of the district courts shall distribute such notices to the commanding officers of police departments upon request, and shall take a receipt therefor.

Effective date.

SECTION 4. This act shall take effect on January first, nineteen hundred and fifty.

Approved June 14, 1949.

AN ACT RELATIVE TO COMPENSATION FOR OVERTIME
SERVICE IN CERTAIN CASES BY POLICE OFFICERS OF THE
CITY OF BOSTON. Chap. 426

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section thirteen of chapter two hundred and ninety-one of the acts of nineteen hundred and six, as amended, any police officer of the city of Boston who is required to perform any service beyond his regular established hours of service on primary day, election day or at any parade or while police listing, shall be compensated for such additional hours of service at the rate by the hour of his regular compensation.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved June 14, 1949.

AN ACT RELATIVE TO ACTIONS FOR DEATH AND INJURIES
RESULTING IN DEATH. Chap. 427

Be it enacted, etc., as follows:

SECTION 1. Chapter 229 of the General Laws is hereby amended by striking out section 1, as amended by section 1 of chapter 506 of the acts of 1947, and inserting in place thereof the following: — *Section 1.* If the life of a person is lost by reason of a defect or a want of repair of or a want of a sufficient railing in or upon a way, causeway or bridge, the county, city, town or person by law obliged to repair the same shall, if it or he had previous reasonable notice of the defect or want of repair or want of railing, be liable in damages not exceeding one thousand dollars, to be assessed with reference to the degree of culpability of the defendant and recovered in an action of tort commenced within two years after the injury causing the death by the executor or administrator of the deceased person, to the use of the following persons and in the following shares: —

G. L. (Ter.
Ed.), 229, § 1,
etc., amended.

Damages for
death from
a defective
way.

(1) If the deceased shall have been survived by a wife or husband and no children or issue surviving, then to the use of such surviving spouse.

(2) If the deceased shall have been survived by a wife or husband and by one child or by the issue of one deceased child, then one half to the use of such surviving spouse and one half to the use of such child or his issue by right of representation.

(3) If the deceased shall have been survived by a wife or husband and by more than one child surviving either in person or by issue, then one third to the use of such surviving spouse and two thirds to the use of such surviving children or their issue by right of representation.

(4) If there is no surviving wife or husband, then to the use of the next of kin.

G. L. (Ter. Ed.), 229, § 2, etc., amended.

Damages for death by negligence of a common carrier, etc.

SECTION 2. Said chapter 229 is hereby further amended by striking out section 2, as amended by section 1A of said chapter 506, and inserting in place thereof the following: — *Section 2.* If the proprietor of a common carrier of passengers, except a railroad corporation or street railway or electric railroad company, by reason of his or its negligence or wilful, wanton or reckless act, or by reason of the unfitness or gross negligence or carelessness, or the wilful, wanton or reckless act, of his or its servants or agents, causes the death of a passenger, he or it shall be liable in damages in the sum of not less than two thousand nor more than fifteen thousand dollars, to be assessed with reference to the degree of culpability of the defendant or of his or its servants or agents, and recovered and distributed as provided in section one, and to the use of the persons and in the proportions, therein specified.

G. L. (Ter. Ed.), 229, new §§ 2A, 2B and 2C, added.

Damages for death by negligence of railroad, street railway, etc.

SECTION 3. Said chapter 229 is hereby further amended by inserting after section 2, as so amended, the three following sections:— *Section 2A.* If a corporation operating a railroad, street railway or electric railroad, by reason of its negligence or wilful, wanton or reckless act, or of the unfitness or negligence, or the wilful, wanton or reckless act, of its agents or servants while engaged in its business, causes the death of a passenger, or of a person in the exercise of due care who is not a passenger or in the employment of such corporation, it shall be punished by a fine of not less than two thousand nor more than fifteen thousand dollars, to be recovered by an indictment prosecuted within two years after the time of the injury which caused the death, which shall be paid to the executor or administrator, and distributed as provided in section one; but a corporation which operates a railroad shall not be so liable for the death of a person while walking or being upon its railroad contrary to law or to the reasonable rules and regulations of the corporation, and one which operates an electric railroad shall not be so liable for the death of a person while so walking or being on that part of its railroad not within the limits of a highway. Such corporation shall also be liable in damages in the sum of not less than two thousand nor more than fifteen thousand dollars, to be assessed with reference to the degree of culpability of the corporation or of its servants or agents, which shall be recovered in an action of tort, begun within two years after the injury which caused the death, by the executor or administrator of the deceased, and distributed as provided in section one. If an employee of a railroad corporation, being in the exercise of due care, is killed under such circumstances as would have entitled him to maintain an action for damages against such corporation if death had not resulted, the corporation shall be liable in the same manner and to the same extent as it would have been if the deceased had not been an employee. But no executor or administrator shall, for the same cause, avail himself of more than one of the remedies given by this section.

Section 2B. Except as otherwise provided in chapter one hundred and fifty-two, if, as the result of the negligence of an employer himself, or of a person for whose negligence an employer is liable under section one of chapter one hundred and fifty-three, an employee is instantly killed, or dies without conscious suffering, the surviving wife or husband of the deceased or, if there is no wife or husband surviving, the next of kin, who, at the time of such death, were dependent upon the wages of the deceased for support, shall have a right of action for damages against the employer. This section shall not apply to injuries caused to domestic servants or farm laborers by fellow employees.

Damages for death by negligence of employer, etc.

Section 2C. Except as provided in sections one, two and two A, a person who by his negligence or by his wilful, wanton or reckless act, or by the negligence or wilful, wanton or reckless act of his agents or servants while engaged in his business, causes the death of a person in the exercise of due care, who is not in his employment or service, shall be liable in damages in the sum of not less than two thousand nor more than fifteen thousand dollars, to be assessed with reference to the degree of his culpability or of that of his agents or servants, to be recovered in an action of tort, commenced, except as provided by sections four and ten of chapter two hundred and sixty, within two years after the injury which caused the death by the executor or administrator of the deceased, to be distributed as provided in section one.

Damages for death by negligence of individual, etc.

SECTION 4. Said chapter 229 is hereby further amended by striking out section 5A, as amended by section 2 of chapter 614 of the acts of 1946, and inserting in place thereof the following: — *Section 5A.* The causing of a death under such circumstances as would create liability under section one, two, two B or two C on the part of a person, if alive at the time of such death, shall create a like liability on his part if such death occurs after his own death and such liability may be enforced against the executor or administrator of his estate, subject to all provisions of law otherwise applicable.

G. L. (Ter. Ed.), 229, § 5A. etc., amended.

Action against estates of deceased persons in certain cases.

SECTION 5. Said chapter 229 is hereby further amended by striking out section 6, as amended by section 2 of chapter 506 of the acts of 1947, and inserting in place thereof the following: — *Section 6.* In any civil action brought under section two A, two C or five A, damages may be recovered under a separate count at common law for conscious suffering resulting from the same injury, but any sum so recovered shall be held and disposed of by the executors or administrators as assets of the estate of the deceased.

G. L. (Ter. Ed.), 229, § 6. etc., amended.

Count for conscious suffering.

SECTION 6. Said chapter 229 is hereby further amended by striking out sections 6A and 6B, as amended by sections 4 and 5 of chapter 614 of the acts of 1946, and inserting in place thereof the following sections: — *Section 6A.* All sums recovered under section one, two, two A, two B, two C or five A shall, if and to the extent that the assets of the

G. L. (Ter. Ed.), 229, §§ 6A and 6B. etc., amended.

Sums recovered to be subject to certain charges.

estate of the deceased shall be insufficient to satisfy the same, be subject to the charges of administration and funeral expenses of said estate, to all medical and hospital expenses necessitated by the injury which caused the death, and to reasonable attorneys' fees incurred in such recovery.

Section 6B. In the event that any sum recovered under section one, two, two A, two C, five A or six comes into the hands of the executor or administrator of the deceased after the expiration of one year from the time of his giving bond, such sum shall be treated as new assets of the estate of the deceased within the meaning of section eleven of chapter one hundred and ninety-seven.

SECTION 7. Said chapter 229 is hereby further amended by inserting after section 6B the four following sections: —
Section 6C. Except as otherwise provided in chapter one hundred and fifty-two, if a cause of action exists against an employer under section one of chapter one hundred and fifty-three, or because of the negligence of the employer himself, for an injury resulting in death which is not instantaneous or is preceded by conscious suffering, if there is any person who would have been entitled to bring an action under section two B, the legal representatives of the deceased may, in the action under said section one, recover damages both for the injury and for the death, and, if the employer is also liable at common law, may in a separate count in the same action recover damages for conscious suffering resulting from the same injury.

Section 6D. If an action is brought under section two B, or if the action is brought by the legal representatives under the preceding section or under section one of chapter one hundred and fifty-three, such action shall not fail by reason of the fact that it should have been brought under the other section, but at any time prior to final judgment may be so amended as to provide against such failure.

Section 6E. If under section two B or section six C damages are awarded for death or for injury and death, they shall be assessed with reference to the degree of culpability of the employer or of the person for whose negligence the employer is liable.

The amount of damages which may be awarded in an action brought under section two B shall not be less than two thousand nor more than fifteen thousand dollars.

The amount of damages which may be awarded for injury and death in an action brought under section six C shall be apportioned by the jury between the legal representatives of the employee and the persons who would have been entitled under section two B to bring an action for his death.

Section 6F. An action under section two B or section six C shall be subject to all the provisions of section six of chapter one hundred and fifty-three relative to notice to the employer of the time, place and cause of the injury, and the time within which the action shall be commenced.

SECTION 8. Chapter 152 of the General Laws is hereby

Sums recovered treated as new assets, when.

G. L. (Ter. Ed.), 229, new §§ 6C, 6D, 6E and 6F, added.

Legal representatives of deceased may bring action for injury and death, etc.

Such action not to fail under certain circumstances.

Damages to be assessed on culpability.

Amount, etc.

Notice and statute of limitation.

G. L. (Ter. Ed.), 152,

amended by striking out section 68, as most recently amended by section 4 of chapter 506 of the acts of 1947, and inserting in place thereof the following section:— *Section 68.* Chapter one hundred and fifty-three and sections two B and six C to six F, inclusive, of chapter two hundred and twenty-nine shall not apply to employees of an insured person or a self-insurer, nor to laborers, workmen or mechanics employed by the commonwealth or any county, city, town or district subject to sections sixty-nine to seventy-five, inclusive, who are entitled to the benefits provided by said sections, while this chapter is applicable thereto.

§ 68, etc., amended

Application of certain other laws.

SECTION 9. Section 6 of chapter 153 of the General Laws, as most recently amended by section 5 of chapter 506 of the acts of 1947, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence:— No action for the recovery of damages for injury under section one of this chapter or for death under section two B or six C of chapter two hundred and twenty-nine shall be maintained unless notice of the time, place and cause of the injury is given to the employer within sixty days, and the action is commenced within two years, after the accident which causes the injury or death.

G. L. (Ter. Ed.), 153, § 6, etc., amended.

Notice.

Time in which action to be brought.

SECTION 10. Chapter 160 of the General Laws is hereby amended by striking out section 232, as amended by section 6 of chapter 506 of the acts of 1947, and inserting in place thereof the following section:— *Section 232.* If a person is injured in his person or property by collision with the engines or cars or rail-borne motor cars of a railroad corporation at a crossing such as is described in section one hundred and thirty-eight, and it appears that the corporation neglected to give the signals required by said section or to give signals by such means or in such manner as may be prescribed by orders of the department, and that such neglect contributed to the injury, the corporation shall be liable for all damages caused by the collision, or to a fine recoverable by indictment as provided in section two A of chapter two hundred and twenty-nine, or, if the life of a person so injured is lost, to damages recoverable in tort, as provided in said section two A, unless it is shown that, in addition to a mere want of ordinary care, the person injured or the person who had charge of his person or property was, at the time of the collision, guilty of gross or wilful negligence, or was acting in violation of the law, and that such gross or wilful negligence or unlawful act contributed to the injury.

G. L. (Ter. Ed.), 160, § 232, etc., amended.

Liability for damages in case of collision at grade crossing.

SECTION 11. This act shall take effect on January first, nineteen hundred and fifty, and shall apply only to deaths resulting from injuries or accidents occurring on or after said date, provided that the provisions of this section shall not affect any right of action which accrued prior to the effective date of this act.

Effective date.

Approved June 14, 1949.

Chap. 428 AN ACT RELATIVE TO THE REGISTRATION OF TRUST SECURITIES IN THE NAMES OF NOMINEES BY BANKS DOING A TRUST BUSINESS.

Be it enacted etc., as follows:

G. L. (Ter. Ed.), 167, new § 54, added.

Registration of trust securities by banks doing a trust business.

Chapter 167 of the General Laws is hereby amended by adding at the end thereof the following section: — *Section 54.* Any individual, partnership, association or corporation authorized to do a banking business and to exercise trust powers in the commonwealth may cause any stock or security held in a fiduciary capacity to be registered and held in the name of a partnership or corporate nominee residing or having a principal place of business within the commonwealth named by him or it, provided that every individual trustee of the same estate or trust consents thereto, and any fiduciary may deposit stocks or other securities held in a fiduciary capacity with one so exercising trust powers, with authority to register and hold the same in the name of a partnership or corporate nominee residing or having a principal place of business within the commonwealth. Such a depository shall not, without first causing the stock or security to be registered in the name of the depositing fiduciary as such, redeliver the same to him, but this provision shall not apply to other transfers or to sales made by the depository pursuant to directions of the depositing fiduciary, and the depository and his or its partnership or corporate nominee residing or having a principal place of business within the commonwealth shall be held to have discharged their responsibilities by accounting for or paying over the proceeds of any sale or transfer made as so directed. A fiduciary holding securities in the manner authorized by this section shall retain possession of said securities, shall maintain adequate records indicating the ownership thereof, shall segregate the same from his or its own assets, and shall be absolutely liable for any loss occasioned by the acts of a nominee.

Approved June 14, 1949.

Chap. 429 AN ACT RELATIVE TO THE TEMPORARY SUSPENSION OF CIVIL SERVICE EMPLOYEES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 31, § 43, etc., amended.

Removal, etc., of certain persons in classified service.

SECTION 1. Section 43 of chapter 31 of the General Laws, as amended, is hereby further amended by striking out the second sentence in paragraph (a) and inserting in place thereof the following sentence: — He shall not be discharged, removed, suspended for a period exceeding five days, laid off, transferred from such office or employment without his consent, lowered in rank or compensation, nor shall his office or position be abolished, except for just cause and for reasons specifically given him in writing, together with a copy of sections forty-three and forty-five.

G. L. (Ter. Ed.), 31, § 43, etc., amended.

SECTION 2. Said section 43 of said chapter 31, as amended, is hereby further amended by striking out the first sentence

in paragraph (e) and inserting in place thereof the following sentence:— A temporary suspension for a period not exceeding five days may be made only by the appointing authority or by a subordinate to whom such authority has been delegated, or by a chief of police, or officer performing similar duties, however entitled, or by a subordinate to whom such authority has been delegated by him, and may only be made pending a hearing, which shall be held by the appointing authority within five days, exclusive of Sundays and holidays.

Temporary suspension.

Approved June 14, 1949.

AN ACT RELATIVE TO CERTIFICATIONS FOR OFFICES AND POSITIONS UNDER THE CIVIL SERVICE LAW AND RULES.

Chap. 430

Be it enacted, etc., as follows:

Section 6 of chapter 31 of the General Laws, as amended, is hereby further amended by striking out the first sentence, as appearing in the Tercentenary Edition, and inserting in place thereof the following sentence:— No rule shall be made which shall limit, except for moral unfitness and after investigation, the certification for the same office or position of any person whose name is on any eligible list during his period of eligibility.

G. L. (Ter. Ed.), 31, § 6, etc., amended.

Certification for positions under civil service rules.

Approved June 14, 1949.

AN ACT FURTHER PROVIDING FOR THE CONSTRUCTION BY THE STATE DEPARTMENT OF PUBLIC WORKS OF CERTAIN RECREATION AREAS IN THE EAST BOSTON DISTRICT OF THE CITY OF BOSTON.

Chap. 431

Whereas, The deferred operation of this act would tend to defeat its purpose which is to provide for the immediate construction of certain recreation areas in the East Boston district of the city of Boston, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of any general or special law, if the commissioner of airport management, with the approval of the state airport management board, certifies to the state department of public works that the estate owned by the city of Boston and known as World War Memorial Park and the estate owned by said city and known as William Amerena Playground are necessary for the purposes of the General Edward Lawrence Logan Airport, the state department of public works, acting in the name and behalf of the commonwealth, and the mayor of the city of Boston, acting in the name and behalf of said city, are hereby authorized (1) to contract to exchange and exchange all the right, title and interest of the city of Boston in said estates for such right, title and interest as said department and said mayor may agree upon in a new recreation area, with suitable approach, at or near the waterfront extending

from Wordsworth street (extended) to Thurston street in the East Boston district of the city of Boston and in a new recreation area, including suitable approaches and a parking space for motor vehicles, at or near Porter street in said East Boston district by the so-called airport approach exchange and (2) to execute and deliver all contracts, agreements, deeds and other instruments which may be necessary or convenient to fix the sites of said new recreation areas and to effectuate the construction of said new recreation areas and the exchange of said estates owned by said city for said new recreation areas when constructed. No action taken under this act either by the mayor of the city of Boston or by the state department of public works shall require the authorization or approval of any other person or persons; provided, however, that no contract for exchange or deed of exchange executed by the state department of public works under this act shall be valid unless approved by the governor and council; and provided, further, that nothing contained in this act shall be held to affect the power or duty of the attorney general or of the corporation counsel of the city of Boston to approve as to form any contract, agreement, deed or other instrument or the power or duty of the governor and council to approve contracts. The provisions of chapter ninety-two A of the General Laws shall not apply to any construction, development or other work under this act or to any expenditure in connection therewith.

Said new recreation areas, including the parking space for the recreation area at or near Porter street, shall be constructed upon such lands now owned by the commonwealth and under the control of the state airport management board as the commissioner of airport management, with the approval of the state airport management board, shall have certified to the state department of public works are, to the extent of the estate designated in such certificate, not necessary for the purposes of the aforesaid airport. The approaches to said new recreation areas may be constructed upon or over any such land or upon or over any land in which a right or title has been acquired under section three of this act or, if the state department of public works shall have determined that any such approaches are consistent with, or will not substantially interfere with, the purpose for which such land is held, upon or over any land now owned by the commonwealth and under the control of said department if in the contract for exchange it is agreed to grant the city of Boston an appropriate easement in such land or a permit to use the same. Said new recreation areas shall be constructed with such structures and facilities for recreation as said department and the mayor of said city may agree upon in the aforesaid contract for exchange or in any supplementary instrument or instruments provided for in said contract; provided, however, that the structures and facilities of the recreation area at or near Porter street shall include

a stadium or similar structure or structures seating at least five thousand persons.

All land and rights therein conveyed to the commonwealth by said city by any deed of exchange under this act shall, forthwith upon such conveyance, become a part of the General Edward Lawrence Logan Airport and subject to all laws pertaining to said airport. All land and rights therein conveyed to said city by the commonwealth by any such deed of exchange shall, from and after such conveyance, be maintained by the park department of said city as a public playground in accordance with the provisions of chapter forty-five of the General Laws.

SECTION 2. At the time of the execution of the contract for exchange provided for by section one of this act, the city of Boston shall pay into the state treasury the sum of three hundred thousand dollars to be expended as provided in section three of this act. For the purpose of providing funds to make such payment, the treasurer of said city, without further authority than that contained in this act, shall forthwith borrow three hundred thousand dollars and may issue bonds or notes of the city therefor, which shall bear on their face the words "City of Boston, East Boston Stadium, Act of 1949." Such loan shall be in excess of the statutory limit of indebtedness, shall be payable in not more than ten years from its date, and shall, except as herein otherwise provided, be subject to all laws relative to the incurring of debt by said city.

SECTION 3. The state department of public works is hereby authorized and directed to take by eminent domain under chapter seventy-nine of the General Laws, or otherwise acquire, such lands, including lands devoted to a public use but not owned by the commonwealth, or rights therein as may be necessary for approaches to the aforesaid new recreation areas and to develop and construct said recreation areas and such structures, facilities, parking spaces and approaches therefor as said department and the mayor of said city may have agreed upon as provided in section one of this act; and for said purposes said department shall, without further appropriation, expend the sum of one million three hundred thousand dollars, which shall be paid from the funds reserved by section four of chapter six hundred and seventy-six of the acts of nineteen hundred and forty-seven for the purpose of chapter five hundred and sixteen of the acts of nineteen hundred and forty-six, and, in addition thereto, the sum of three hundred thousand dollars, which is to be paid by the city of Boston into the state treasury as provided by section two of this act.

SECTION 4. Section three of chapter three hundred and eighty-three of the acts of nineteen hundred and forty-five and chapter five hundred and sixteen of the acts of nineteen hundred and forty-six, as amended by chapter six hundred and fifty-two of the acts of nineteen hundred and forty-eight, are hereby repealed.

SECTION 5. This act shall take full effect upon its acceptance during the current year by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.
Approved June 14, 1949.

Chap.432 AN ACT AUTHORIZING THE CITY OF SOMERVILLE TO PAY A CERTAIN SUM OF MONEY TO ISOBEL M. CHENEY, A PUBLIC SCHOOL TEACHER IN SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The city of Somerville is hereby authorized to pay to Isobel M. Cheney, a public school teacher in said city, the sum of one hundred and twenty-two dollars as compensation for services rendered by her, while serving as an exchange teacher in Hawaii, on days during a period of sick leave in excess of the number thereof for which she is otherwise entitled to compensation.

SECTION 2. This act shall take effect upon its passage.
Approved June 16, 1949.

Chap.433 AN ACT RELATIVE TO THE AUTHORITY OF THE TOWN OF ESSEX TO BORROW MONEY FOR WATER PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 261 of the acts of 1934, as amended by section 1 of chapter 548 of the acts of 1947, is hereby further amended by striking out, in lines 6 and 7, the words "one hundred and fifty" and inserting in place thereof the words: — three hundred, — so as to read as follows: — *Section 5.* Said town may, for the purpose of paying the necessary expenses and liabilities incurred or to be incurred under the provisions of this act, other than expenses of maintenance and operation, issue from time to time bonds or notes to an amount, not exceeding, in the aggregate, three hundred thousand dollars, which shall bear on their face the words, Town of Essex Water Loan, Act of 1934. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the last paragraph of section eight thereof.

SECTION 2. This act shall take effect upon its passage.
Approved June 16, 1949.

Chap.434 AN ACT INCREASING THE AMOUNT WHICH THE TOWN OF SUTTON MAY BORROW FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 426 of the acts of 1941, as amended by chapter 296 of the acts of 1947, is hereby further amended by striking out, in line 6, the words "one

hundred and seventy-five" and inserting in place thereof the words: — two hundred and twenty-five, — so as to read as follows: — *Section 1.* For the purposes of constructing a school building and of originally equipping and furnishing the same, the town of Sutton may borrow from time to time, within a period of ten years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, two hundred and twenty-five thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Sutton School Building Loan, Act of 1941. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved June 16, 1949.

AN ACT TO AUTHORIZE THE TOWN OF AGAWAM TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING AN ADDITION TO A SCHOOL BUILDING AND FOR THE EQUIPPING AND FURNISHING OF SAID ADDITION. Chap.435

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing an addition to a school building and originally equipping and furnishing said addition, the town of Agawam may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Agawam School Addition Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loan shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved June 16, 1949.

AN ACT AUTHORIZING THE SPECIAL JUDGE OF PROBATE AND INSOLVENCY FOR HAMPSHIRE COUNTY TO SERVE IN CERTAIN OTHER COUNTIES, AND RELATIVE TO HIS COMPENSATION. Chap.436

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 217 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following sentence: — The special

G. L. (Ter.
Ed.), 217, § 3,
amended.
Special judge
of probate for

Hampshire county may serve in certain other counties, etc.

judge of probate and insolvency for Hampshire county may act as a special judge of probate and insolvency in the counties of Hampden, Berkshire and Franklin as well as in Hampshire county, and his compensation while acting as such shall be forty dollars per day, to be paid by the county in which such services are rendered.

SECTION 2. This act shall take effect upon its passage.

Approved June 16, 1949.

Chap.437 AN ACT AUTHORIZING THE CHERRY VALLEY AND ROCHDALE WATER DISTRICT TO BORROW MONEY TO FUND A REVENUE DEFICIT AND TO COMPLETE A FILTER AND STORAGE RESERVOIR.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of funding a revenue deficit and to complete a filter and storage reservoir, the Cherry Valley and Rochdale Water District may borrow, from time to time within one year from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, nine thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Cherry Valley and Rochdale Water District Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than nine years from their dates. Indebtedness incurred under this act shall be within the limit fixed for water indebtedness by chapter forty-four of the General Laws but except as provided herein shall be subject to the provisions of said chapter.

SECTION 2. This act shall take effect upon its passage.

Approved June 16, 1949.

Chap.438 AN ACT TO INCREASE THE AMOUNT OF MONEY THAT MAY BE BORROWED BY THE THORNDIKE FIRE AND WATER DISTRICT IN THE TOWN OF PALMER, AND TO CLARIFY THE PROVISIONS OF LAW RELATIVE TO THE RIGHT OF SAID DISTRICT TO TAKE PROPERTY BY EMINENT DOMAIN.

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 320 of the acts of 1946 is hereby amended by striking out, in line 5, the word "sixty-six" and inserting in place thereof the words: — one hundred and six, — so as to read as follows: — *Section 4.* For the purpose of paying the necessary expenses and liabilities incurred under this act, other than expenses of maintenance and operation, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, one hundred and six thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Thorndike Fire and Water District Loan, Act of 1946. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty

years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

SECTION 2. Said chapter 320 is hereby further amended by striking out section 2 and inserting in place thereof the following:— *Section 2.* For the purposes aforesaid, the district, acting by and through its board of water commissioners hereinafter provided for, may contract with any municipality, acting through its water department, or with any water company, or with any water district, including the metropolitan water district acting through the metropolitan district commission, for whatever water may be required, authority to furnish the same being hereby granted, and subject nevertheless to section fifteen and section fifteen A as inserted by chapter forty of the acts of nineteen hundred and forty-seven, may take by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws, or acquire by lease, purchase or otherwise, and hold, the waters, or any portion thereof, of any pond, spring or stream, or of any ground sources of supply by means of driven, artesian or other wells, which are within the town of Palmer and not already appropriated for the purposes of a public water supply, and the water and flowage rights connected with any such water sources; and for said purposes may take as aforesaid, or acquire by purchase or otherwise, and hold all lands, rights of way and other easements necessary for collecting, storing, holding, purifying and preserving the purity of the water and for conveying the same to any part of said district; provided, that no source of water supply or lands necessary for preserving the quality of the water shall be so taken or used without first obtaining the advice and approval of the department of public health, and that the location and arrangement of all dams, reservoirs, springs, wells, pumping, purification and filtration plants and such other works as may be necessary in carrying out the provisions of this act shall be subject to the approval of said department. The district may construct and maintain on the lands acquired and held under this act proper dams, wells, springs, reservoirs, stand-pipes, tanks, pumping plants, buildings, fixtures and other structures, including also the establishment and maintenance of filter beds and purification works or systems, and may make excavations, procure and operate machinery and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct pipe lines, wells and reservoirs and establish pumping works, and may construct, lay, acquire and maintain aqueducts, conduits, pipes and other works under or over any land, water courses, railroads, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same; and for the purposes of constructing, laying, maintaining, operating

and repairing such aqueducts, conduits, pipes and other works, and for all proper purposes of this act, the district may dig up or raise and embank any such lands, highways or other ways in such manner as to cause the least hindrance to public travel on such ways; provided, that the manner in which all things are done upon any such way shall be subject to the direction of the selectmen of the town of Palmer. The district shall not enter upon, or construct or lay any conduit, pipe or other works within, the location of any railroad corporation except at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities. The district may enter upon any lands for the purpose of making surveys, test wells or pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 3. This act shall take effect upon its passage.

Approved June 16, 1949.

Chap.439 AN ACT DESIGNATING THE TRAFFIC CIRCLE LOCATED AT THE REAR OF MOUNT AUBURN HOSPITAL AND IN FRONT OF THE CAMBRIDGE BOAT CLUB IN THE CITY OF CAMBRIDGE, AS THE MARSH MEMORIAL CIRCLE.

Be it enacted, etc., as follows:

SECTION 1. The traffic circle located on Memorial Drive extension at the rear of Mount Auburn Hospital and in front of the Cambridge Boat Club in the city of Cambridge, shall be known and designated as the Marsh Memorial Circle, and a suitable tablet or marker bearing said designation shall be erected at said traffic circle by the metropolitan district commission.

SECTION 2. This act shall take effect upon its passage.

Approved June 16, 1949.

Chap.440 AN ACT AUTHORIZING THE TOWN OF ESSEX TO USE A PORTION OF HERBERT GOODHUE MEMORIAL PARK AS A SITE FOR A FIRE STATION.

Be it enacted, etc., as follows:

SECTION 1. The town of Essex is hereby authorized to use as a site for a fire station such portion of the park land in said town, known as Herbert Goodhue Memorial Park, as may be designated by the board of selectmen.

SECTION 2. This act shall take effect upon its passage.

Approved June 16, 1949.

AN ACT TO FURTHER MAKE CERTAIN THE PAYMENT OF WORK-
MEN'S COMPENSATION BENEFITS TO INJURED EMPLOYEES
AND THEIR DEPENDENTS. Chap. 441

Be it enacted, etc., as follows:

SECTION 1. Section 25A of chapter 152 of the General Laws, inserted by section 7 of chapter 529 of the acts of 1943, is hereby amended by striking out paragraph (2) and inserting in place thereof the following: —

G. L. (Ter. Ed.), 152, § 25A, etc., amended.

(2) Subject to the rules of the department, by obtaining from the department annually a license as a self-insurer by conforming to the provisions of one of the two following sub-paragraphs and also to the provisions of sub-paragraph (c) if required. Every employer desiring to be licensed as a self-insurer shall make application for such license on a form provided by the department. The application shall contain: (1) a sworn itemized statement of the assets and liabilities of the applicant; (2) a payroll report for the preceding fiscal year of the applicant; (3) a detailed description of the nature and kind of business carried on.

License as a self-insurer.

SECTION 2. Section 25A of said chapter 152 is hereby further amended by striking out paragraph (2) (a), as most recently amended by section 1 of chapter 472 of the acts of 1946, and inserting in place thereof the following: —

G. L. (Ter. Ed.), 152, § 25A, etc., further amended.

(a) By keeping on deposit with the state treasurer in trust for the benefit and security of employees such amount of securities, not less in market value than twenty thousand dollars, as may be required by the department, said securities to be in the form of cash, bonds, stocks or other evidences of indebtedness as the department may require, and to be used, liquidated and disbursed only upon order of the department for the purposes of paying the benefits provided for by this chapter. The department shall, at least semi-annually, determine the liabilities of a self-insurer both incurred or to be incurred because of personal injuries to employees under this chapter. The department shall require an additional deposit or further security when the sum of the self-insurer's liability both incurred or to be incurred exceeds the deposit or any required reinsurance, or permit a decrease of said deposit provided the value of said deposit in no case shall be less than twenty thousand dollars. The department may permit a substitution of securities in place of those deposited. Interest, dividends and other income from said deposit or deposits shall be payable to the employer who deposited them, unless and until the department shall direct otherwise. The deposit or deposits may be returned to the employer if the employer shall insure with an insurer under paragraph (1) of this section, or qualify as a self-insurer under sub-paragraph (b) of this section, or if he shall cease to transact business in the commonwealth; provided, that in any case he satisfies the department that he is not under any obligation to pay compensation under this chapter, or, if the

Deposit with state treasurer.

department so requires, he furnishes the department with a single premium non-cancellable policy, insuring him against any liability that may have arisen under this chapter or with a bond executed as surety by some company authorized to transact the business of workmen's compensation insurance in this commonwealth, in an amount and form approved by the department, guaranteeing the payment of any liability on his part that may have arisen under this chapter. No deposit so deposited shall be assignable or subject to attachment or be liable in any way for the debt of the self-insurer.

G. L. (Ter. Ed.), 152, § 25A, etc., further amended.

Surety company bond.

SECTION 3. Said section 25A of said chapter 152 is hereby further amended by striking out paragraph (2) (b), as most recently amended by section 2 of chapter 472 of the acts of 1946, and inserting in place thereof the following: —

(b) By furnishing annually a bond running to the commonwealth, with some surety company authorized to transact business in the commonwealth as surety, in such form as may be approved by the department and in such amount not less than twenty thousand dollars as may be required by the department, said bond, however, to be upon the condition that if the license of the principal shall be revoked or if the principal shall cease to transact business in the commonwealth or if the department shall refuse to renew the license or if the principal shall insure with an insurer, the principal shall upon demand deposit with the state treasurer an amount of securities equal to the penal sum of the bond or a single premium non-cancellable policy issued by some insurance company authorized to transact the business of workmen's compensation insurance in this commonwealth, insuring him against any liability that may have arisen under this chapter or a bond executed as surety by some company authorized to transact the business aforesaid in this commonwealth, in an amount and form approved by the department, guaranteeing the payment of any liability on his part that may have arisen under this chapter. The department shall, at least semi-annually, determine the liabilities of a self-insurer both incurred or to be incurred because of personal injuries to employees under this chapter. The department may at any time require an additional bond, similarly conditioned, or further security or permit a decrease in the amount of said bond provided the amount of the bond or the bonds in no case shall be less than twenty thousand dollars. The liability of the surety shall not exceed in the aggregate the penal sum or sums stated in any such bond or bonds or in any endorsements giving effect to any such increase or reduction. The department may permit a substitution of a new bond or bonds for the bond or bonds which have been furnished.

SECTION 4. Said section 25A of said chapter 152 is hereby further amended by striking out paragraph (2) (c), as most recently amended by chapter 176 of the acts of 1948, and inserting in place thereof the following: —

G. L. (Ter. Ed.), 152, § 25A, etc. further amended.

(c) As a further guarantee of a self-insurer's ability to pay the benefits provided for by this chapter to injured employees, every self-insurer shall make arrangements satisfactory to the department, by reinsurance, to protect it from extraordinary losses or losses caused by one disaster.

Insurer required to re-insure in certain cases.

Such reinsurance shall be in such amounts and form as the department may approve and shall be effected with a company as provided in section twenty of chapter one hundred and seventy-five, provided, the minimum amount shall be not less than two hundred and fifty thousand dollars. Such reinsurance shall provide that the use or disposition of any money received by a self-insurer or former self-insurer under any such reinsurance shall be subject to the approval of the department, and no such money shall be assignable or subject to attachment or be liable in any way for the debt of the self-insurer unless incurred under this chapter. The provisions of this paragraph shall not apply to common carriers by railroad which are subject to the provisions of the Federal Employers Liability Act.

Approved June 16, 1949.

AN ACT TO PREVENT INSURANCE DOCTORS AND CLAIMANTS' DOCTORS FROM SERVING AS IMPARTIAL PHYSICIANS UNDER THE WORKMEN'S COMPENSATION LAW. Chap. 442

Be it enacted, etc., as follows:

Chapter 152 of the General Laws is hereby amended by striking out section 9, as appearing in the Tercentenary Edition, and inserting in place thereof the following: — *Section 9.* The department or any member thereof, may appoint a duly qualified impartial physician to examine the injured employee and to report. The fee for this service shall be a reasonable amount set by the department, and the insurer shall reimburse the department for the amount so paid. The report of the physician shall be admissible as evidence in any proceeding before the department or a member thereof; provided that the employee and the insurer have seasonably been furnished with copies thereof.

G. L. (Ter. Ed.), 152, § 9, amended.

Examination by impartial physician.

No person shall qualify or remain qualified as an impartial physician who has testified in hearings under this chapter more than three times in the preceding twelve months, for either insurers or claimants or both unless by agreement of both parties. A report by a physician appointed as an impartial physician under this section, who at the time of his examination of the injured employee shall have testified in hearings under this chapter more than three times in the preceding twelve months for either insurers or claimants or both, unless by agreement of both parties, shall be null and void and not admissible in evidence.

Certain persons not to qualify as impartial physician.

Approved June 16, 1949.

Chap.443 AN ACT ESTABLISHING THE OFFICE OF ASSISTANT CLERK
IN THE DISTRICT COURT OF CHICOPEE.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 218, § 10,
etc., amended.

Assistant
clerks in
district
courts.

The first paragraph of section 10 of chapter 218 of the General Laws, as most recently amended by section 1 of chapter 335 of the acts of 1947, is hereby further amended by inserting after the word "Norfolk", in line 12, the words: — , the district court of Chicopee, — so as to read as follows: — The clerk of a district court may, subject to the approval of the justice, appoint one or more assistant clerks, who shall be removable at his pleasure or at the pleasure of the court, for whose official acts the clerk shall be responsible and who shall be paid by him unless salaries payable by the county are authorized in this section or in section fifty-three. Assistant clerks with salaries payable by the county may be appointed in the central district court of northern Essex, the municipal court of the Charlestown district, the municipal court of the Brighton district, the district court of western Hampden, the district court of Newton, the district court of northern Norfolk, the district court of Chicopee and in courts the judicial districts of which have, according to the national or state census last preceding, a population of sixty thousand or more. Second assistant clerks with salaries payable by the county may be appointed in the municipal court of the Roxbury district, the East Boston district court, the municipal court of the Charlestown district, the municipal court of the Dorchester district, the municipal court of the Brighton district, the municipal court of the West Roxbury district, the municipal court of the South Boston district, the central district court of Worcester, and, subject to the approval of the county commissioners, in the first district court of eastern Middlesex, the third district court of eastern Middlesex, the district court of southern Essex, the district court of Springfield, the second district court of Bristol, the third district court of Bristol and the district court of East Norfolk. *Approved June 16, 1949.*

Chap.444 AN ACT FURTHER REGULATING THE HOLDING OF THE SESSIONS
OF THE PROBATE COURT FOR THE COUNTY OF HAMPSHIRE.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 215, § 62,
etc., amended.

Sessions of
probate court
in Hampshire
county.

Section 62 of chapter 215 of the General Laws is hereby amended by striking out the paragraph contained in section 1 of chapter 175 of the acts of 1934, and inserting in place thereof the following paragraph: —

Hampshire, at Northampton, each Wednesday of every month except the first, third, fourth and fifth Wednesdays of August. *Approved June 16, 1949.*

AN ACT INCREASING THE COMPENSATION OF THE CUSTODIAN OF THE BOSTON TEACHERS' RETIREMENT FUND FOR HIS SERVICES AND CLERK HIRE. *Chap. 445*

Be it enacted, etc., as follows:

Section 4 of chapter 237 of the acts of 1900 is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — He shall receive such compensation for his services and clerk hire, not exceeding twenty-five hundred dollars a year, as the board of trustees shall determine, and the sum so determined shall be appropriated for that purpose by the school committee of the city of Boston.

Approved June 16, 1949.

AN ACT RELATIVE TO THE SALE AND TRANSPORTATION OF POULTRY, AND THE BONDING OF LICENSEES ENGAGED REGULARLY IN THE BUSINESS OF BUYING OR SELLING POULTRY. *Chap. 446*

Be it enacted, etc., as follows:

SECTION 1. Section 152A of chapter 94 of the General Laws, as amended by section 1 of chapter 157 of the acts of 1935, is hereby further amended by inserting after the word "dollars", in line 5, the words: — , and has filed a surety bond with said commissioner in accordance with the provisions of section one hundred and fifty-two D, — so as to read as follows: — *Section 152A.* No person shall engage regularly in the business of buying or selling poultry which is to be sold or used for food unless he has a license from the commissioner of agriculture, the fee for which shall not exceed two dollars, and has filed a surety bond with said commissioner in accordance with the provisions of section one hundred and fifty-two D. Such license shall expire on December thirty-first of the year or part thereof for which issued and may be revoked by the commissioner for cause and after a hearing. The commissioner may make suitable rules or regulations governing the issue of such licenses. The licensee shall affix or cause to be affixed to each vehicle used in the business of buying or selling poultry as aforesaid a certified copy of such license in which such vehicle shall be particularly described. The provisions of this section shall not require the licensing of any merchant who does not go from place to place buying or selling poultry nor of any producer.

The word "merchant", as used in this section, shall include any wholesaler, jobber, commission merchant or retailer dealing in poultry who has an established place of business.

SECTION 2. Said chapter 94 is hereby further amended by inserting after section 152C the following section: — *Section 152D.* Before a license may be issued as provided in section one hundred and fifty-two A, the applicant for a license shall file with the commissioner of agriculture, hereinafter in this

G. L. (Ter. Ed.), 94, § 152A, etc., amended.

Business of buying or selling poultry to be licensed.

G. L. (Ter. Ed.), 94, new § 152D, added.

Applicant for license must file

surety com-
pany bond.

section called the commissioner, a statement of business done during the preceding calendar year, and such other information as may be required by the commissioner on forms to be provided by him. The commissioner shall require the person applying for or holding such license, to file in his office a good and sufficient surety bond, executed by a surety company authorized to do business within this commonwealth. The amount of such bond shall be determined by the commissioner, and shall be conditioned upon the faithful compliance by the licensee with the provisions of this section, and upon the payment in accordance with the agreement or contract of all amounts due to producers for poultry delivered to or purchased by the licensee during the license year. The bond shall be satisfactory to and approved by the commissioner. Upon default by the licensee in any of the conditions of his bond, if there is reason to believe that the licensee owes for poultry purchased or received from producers, the commissioner shall give reasonable notice to all such producers to file verified claims with him, and may, if he deems it advisable, fix a limit of time within which such claims may be filed. The commissioner shall examine claims so filed and shall certify the amounts determined by him to be due thereon. The commissioner may bring an action upon the bond, and for the purpose of such action, the certificate determining the amount due shall be prima facie evidence of the facts therein stated. If the sum recovered in any such action is not sufficient to pay all claims finally determined, then it shall be divided pro rata among them. No suit or action against the surety on any such bond shall be brought unless a written claim shall have been filed within one year of the close of the license year in which the transaction complained of took place.

Additional
bond.

The licensee shall from time to time, when and as required by the commissioner, make and file with the commissioner a verified statement of his disbursements during a period to be prescribed by the commissioner, which shall contain the names of the producers from whom poultry was received or purchased by the licensee, and the amount due to the producers. If it appears from such statement, or from facts otherwise ascertained by the commissioner, that the security afforded by the bond to producers delivering or selling poultry to such licensee does not protect such producers to the extent intended by this section, the commissioner may require such licensee to give an additional bond in a form to be determined by the commissioner.

Approved June 16, 1949.

Chap.447 AN ACT PROVIDING FOR THE DESIGNATION OF TWO EMPLOYEES OF THE LAND COURT WITH THE TITLE OF DEPUTY ASSISTANT CLERK WHO MAY PERFORM THE DUTIES OF THE CLERK OF COURT.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 185, § 6,
amended.

Section 6 of chapter 185 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting

after the word "court", in line 8, the words:— and may designate, with like approval, two employees, having the title of deputy assistant clerk, — so that the last sentence of said section will read as follows:— The recorder may, with the approval of the judge, appoint two assistant clerks of court and may designate, with like approval, two employees, having the title of deputy assistant clerk, who shall, under his direction, perform the duties of clerk of court.

Deputy assistant clerks of the land court.

Approved June 16, 1949.

AN ACT PROVIDING THAT THE COMMISSIONER OF ADMINISTRATION AND FINANCE MAY MAKE RULES AND REGULATIONS RELATIVE TO MAINTENANCE CHARGES OR PAYMENTS IN LIEU THEREOF, VACATION LEAVE, SICK LEAVE AND OTHER LEAVE WITH PAY FOR PERMANENT AND TEMPORARY EMPLOYEES.

Chap.448

Be it enacted, etc., as follows:

Section 7 of chapter 7 of the General Laws, as most recently amended by section 5 of chapter 610 of the acts of 1948, is hereby further amended by adding at the end the following paragraph:—

G. L. (Ter. Ed.), 7, § 7, etc., amended.

The commissioner shall, subject to the approval of the commission on administration and finance and the governor and council, from time to time, make rules and regulations which shall regulate maintenance charges or payments in lieu thereof, vacation leave, sick leave and other leave with pay, including compensation for overtime service, for permanent and temporary employees. *Approved June 16, 1949.*

Commissioner may regulate vacation leave, sick leave, etc., of employees.

AN ACT RELATIVE TO THE TRANSFER OF CERTIFICATES, LICENSES AND PERMITS ISSUED FOR CERTAIN COMMON CARRIERS.

Chap.449

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make certain provisions relative to the transfer of certain certificates, licenses and permits take effect forthwith, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

Chapter 159A of the General Laws is hereby amended by inserting after section 7 the following section:— *Section 7A.* Any certificate of public convenience and necessity granted by the department pursuant to section seven and chapter three hundred and seventy-eight of the acts of nineteen hundred and forty-seven and any license or permit granted pursuant to sections one, three and eleven A, may be assigned and transferred, with the approval and consent of the department, after a public hearing, at which hearing it shall be established to the satisfaction of the department that the proposed transfer and assignment are consistent

G. L. (Ter. Ed.), 159A, new § 7A, added.

Transfer of certificates, licenses, etc., issued for certain common carriers, regulated.

with the public interest, provided, however, that no certificate, license, or permit shall be transferred except in connection with the bona fide sale to the transferee of the business of the transferor.

No person, firm, trust or corporation subject to the jurisdiction of the department shall hereafter purchase, acquire, take or hold, directly or indirectly, any part of the capital stock of any carrier subject to the provisions of this chapter, nor shall any person, firm, trust or corporation, who or which is not subject to the jurisdiction of the department, acquire, take or hold, directly or indirectly, more than fifty per cent of the voting capital stock of a carrier subject to this chapter, unless authorized so to do by the department. No consent shall be given by the department to the acquisition as aforesaid unless it shall have been shown that such acquisition is consistent with the public interest, and if such consent is given in whole or in part the department may impose such terms and conditions as it shall deem to be in the public interest. Nothing herein contained shall be construed to prevent the holding of any stock heretofore lawfully acquired by a person, firm, trust or corporation, or, upon the surrender or exchange of said stock pursuant to an agreement of consolidation or merger or a reorganization plan, to prevent the purchase, acquisition, taking or holding of the voting capital stock of the new corporation organized pursuant to such agreement or plan to take over the property of any corporation whose stock has been thus surrendered or exchanged, or to prevent the purchase, acquisition, taking or holding of any further issue of stock, provided such further issue does not increase the proportion of voting capital stock held by such person, firm, trust or corporation.

Approved June 24, 1949.

Chap.450 AN ACT RELATIVE TO THE TENURE OF THE CHIEF OF THE FIRE DEPARTMENT OF THE TOWN OF SUDBURY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, the employment of William E. Davison as chief of the fire department in the town of Sudbury may be continued after he attains the age of sixty-five and until he attains the age of seventy.

SECTION 2. This act shall take effect upon its passage.

Approved June 24, 1949.

Chap.451 AN ACT PROVIDING FURTHER FOR CERTAIN STRUCTURAL ALTERATIONS AT THE ARMORY IN THE TOWN OF HINGHAM.

Be it enacted, etc., as follows:

SECTION 1. Chapter 424 of the acts of 1948 is hereby amended by striking out section 1 and inserting in place thereof the following section:— *Section 1.* The armory

commission is hereby authorized and directed to make such structural alterations at the armory in the town of Hingham as may be necessary to make the entrance and exit facilities thereat conform to requirements of the laws relating to the safety of persons in places of public assembly, and increase the seating capacity of said armory. For said purposes, said commission may expend such sum as may be appropriated and paid into the state treasury by said town of Hingham. Any balance of said sum remaining after the completion of the alterations shall be repaid to said town.

SECTION 2. This act shall take effect upon its passage.

Approved June 24, 1949.

AN ACT DESIGNATING A CERTAIN STATE HIGHWAY AS THE FRANK A. GOODWIN MEMORIAL HIGHWAY. Chap.452

Be it enacted, etc., as follows:

SECTION 1. That portion of the state highway known as Route 9, between the junction of said route in the town of Northborough with the state highway known as Route 20 and the Worcester city line, shall hereafter be designated and known as the Frank A. Goodwin Memorial Highway. The department of public works is hereby authorized and directed to erect along said highway suitable markers bearing said designation.

SECTION 2. This act shall take effect upon its passage.

Approved June 24, 1949.

AN ACT AUTHORIZING THE TOWN OF ROCHESTER TO BORROW MONEY FOR THE PURPOSE OF CONSTRUCTING, EQUIPPING AND FURNISHING A SCHOOL BUILDING. Chap.453

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Rochester may borrow from time to time within a period of five years from the passage of this act such sums as may be necessary, not exceeding, in the aggregate, one hundred and seventy-five thousand dollars and may issue bonds or notes therefor, which shall bear on their face the words, Rochester School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitations contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved June 24, 1949.

Chap. 454 AN ACT AUTHORIZING THE SPRAYING OF LIQUIDS CONTAINING D.D.T., SO CALLED, OR SIMILAR SUBSTANCE, FROM AIRCRAFT FOR THE SUPPRESSION OF CERTAIN INSECTS.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to enable the public authorities to proceed immediately for the purpose of eradicating insect pests, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

For the purpose of suppressing those insects declared to be public nuisances the chief moth superintendent of the department of conservation may use aircraft for the spraying of liquid containing D.D.T., so called, or similar substance, over any area infested by such insect pests. For such purpose, said superintendent may expend such sums as may be appropriated therefor.

Approved June 24, 1949.

Chap. 455 AN ACT RELATIVE TO THE PAYMENT OF WITNESS FEES TO CERTAIN POLICE OFFICERS IN CRIMINAL CASES.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 262,
§ 53, etc.,
amended.

Witness fee
to certain
police officers
in criminal
cases.

Chapter 262 of the General Laws is hereby amended by striking out section 53, as most recently amended by chapter 340 of the acts of 1948, and inserting in place thereof the two following sections: — *Section 53.* Any police officer on duty at night, on vacation, furlough or on a day off, who attends as a witness in a criminal case pending in a district court, including the municipal court of the city of Boston, or before a trial justice, shall be allowed a witness fee in the amount of three dollars for each day's attendance, except his first attendance as arresting officer in the case. Any police officer on duty at night, vacation, furlough or on a day off, who attends as a witness in a criminal case pending in a district court, including the municipal court of the city of Boston, or before a trial justice, and who by reason of a continuance or postponement thereof, is required to again attend, shall be paid the amount of three dollars for each day of such further attendance. Any police officer on duty at night, vacation, furlough or on a day off, who attends the superior court as a witness for the commonwealth shall be paid a witness fee in the amount of three dollars for each day's attendance. A police officer who is a witness for the commonwealth, and who under the direction of the district attorney aids in securing the attendance of other witnesses, may receive, instead of his expenses, witness fees in the amount of three dollars for one day's attendance. Police officers shall serve subpoenas upon witnesses when requested by the district attorney, and their returns of service shall

have the same force and effect as the return of a deputy sheriff or constable.

Section 53A. Any police officer named in section fifty and section fifty-three, who attends as a witness at a place other than his residence in a criminal case pending in a district court or before a trial justice, including the municipal court of Boston, and the superior court of the commonwealth shall be paid five cents a mile for travel out and home for each day's attendance, except that travel allowance shall not be allowed when such travel is made in municipally-owned vehicles. Each officer shall certify in writing the amount of his travel and attendance. Such payments shall be in addition to his other expenses necessarily and actually incurred as provided for in section fifty and shall be paid in the same manner as such expenses are required to be paid by section fifty.

Travel expenses to certain police officers.

Approved June 24, 1949.

AN ACT RELATIVE TO THE SALARIES OF THE MAYOR AND CITY COUNCILLORS IN THE CITY OF WALTHAM. *Chap. 456*

Be it enacted, etc., as follows:

SECTION 1. The mayor of the city of Waltham shall receive for his services such salary as the city council thereof by ordinance shall determine, not exceeding seventy-five hundred dollars per annum, notwithstanding the provisions of section sixty-two of chapter forty-three of the General Laws. His salary shall not be increased or diminished during the term for which he is elected.

SECTION 2. The city council of said city may, by a two thirds vote of all its members taken by call of the yeas and nays, establish a salary for its members not exceeding seven hundred and fifty dollars each per annum, notwithstanding the provisions of said section fifty-one.

SECTION 3. This act shall be submitted to the registered voters of the city of Waltham at its biennial municipal election in the current year in the form of the following question, which shall be placed upon the official ballot to be used at said election: — "Shall an act passed by the general court in the current year, entitled 'An Act relative to the salaries of the mayor and city councillors in the city of Waltham', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved June 24, 1949.

AN ACT AUTHORIZING THE RATIFICATION ON THE PART OF THE COMMONWEALTH OF A PROPOSED COMPACT ENTITLED THE NORTHEASTERN INTERSTATE FOREST FIRE PROTECTION COMPACT. *Chap. 457*

Be it enacted, etc., as follows:

SECTION 1. The governor, acting on behalf of the commonwealth, is hereby authorized to enter into and execute

a compact, substantially in the following form, with any one or more of the states of Maine, New Hampshire, Vermont, Rhode Island, Connecticut and New York, and with such other states of the United States or provinces of the Dominion of Canada as may legally join therein, and the general court hereby approves and ratifies in advance such compact so entered into, such approval and ratification to be effective upon the filing of a properly executed copy of such compact in the office of the state secretary: —

NORTHEASTERN INTERSTATE FOREST FIRE PROTECTION COMPACT.

The contracting states solemnly agree:

ARTICLE I.

The purpose of this compact is to promote effective prevention and control of forest fires in the northeastern region of the United States and adjacent areas in Canada by the development of integrated forest fire plans, by the maintenance of adequate forest fire fighting services by the member states, by providing for mutual aid in fighting forest fires among the states of the region and for procedures that will facilitate such aid, and by the establishment of a central agency to co-ordinate the services of member states and perform such common services as member states may deem desirable.

ARTICLE II.

This agreement shall become operative immediately as to those states ratifying it whenever any two or more of the states of Maine, New Hampshire, Vermont, Rhode Island, Connecticut, New York and the Commonwealth of Massachusetts have ratified it and the Congress has given its consent. Any state not mentioned in this article which is contiguous with any member state may become a party to this compact. Subject to the consent of the Congress of the United States, any province of the Dominion of Canada which is contiguous with any member state may become a party to this compact by taking such action as its laws and the laws of the Dominion of Canada may prescribe for ratification. In this event, the term "state" in this compact shall include within its meaning the term "province" and the procedures prescribed shall be applied in the instance of such provinces, in accordance with the forms and practices of the Canadian government.

ARTICLE III.

Each state joining herein shall appoint three representatives to a commission hereby designated as the Northeastern Forest Fire Protection Commission. One shall be the State Forester or officer holding an equivalent position in such state who is responsible for forest fire control. The second shall be a member of the legislature of such state designated by the commission or committee on interstate co-operation of such state, or if there be none, or if said commission on interstate co-operation cannot constitutionally designate the said member, such legislator shall be designated by the governor thereof; provided, that if it is constitutionally impossible to appoint a legislator as a Commissioner from such state, the second member shall be appointed by the governor of said state in his discretion. The third member shall be a person designated by the governor as the responsible representative of the governor. In the event that any province of the Dominion of Canada shall become a member of this commission, it shall designate three members who will approximate this pattern of representation to the extent possible under the law and practices of such province. This commission shall be a body corporate with the powers and duties set forth herein.

ARTICLE IV.

It shall be the duty of the commission to make inquiry and ascertain from time to time such methods, practices, circumstances and conditions as may be disclosed for bringing about the prevention and control of forest fires in the area comprising the member states, to co-ordinate the forest fire plans and the work of the appropriate agencies of the member states and to facilitate the rendering of aid by the member states to each other in fighting forest fires.

The commission shall formulate and, in accordance with need, from time to time, revise a regional forest fire plan for the entire region covered by the compact which shall serve as a common forest fire plan for that area.

The commission shall, more than one month prior to any regular meeting of the legislature in any signatory state, present to the governor and to the legislature of the state its recommendations relating to enactments to be made by the legislature of that state in furthering the interests and purposes of this compact.

The commission shall consult with and advise the appropriate administrative agencies of the states party hereto with regard to problems connected with the prevention and control of forest fires and recommend the adoption of such regulations as it deems advisable.

The commission shall have power to recommend to the signatory states any and all measures that will effectuate the prevention and control of forest fires.

ARTICLE V.

Any two or more member states may designate the Northeastern Forest Fire Protection Commission as a joint agency to maintain such common services as those states deem desirable for the prevention and control of forest fires. Except in those cases where all member states join in such designation for common services, the representatives of any group of such designating states in the Northeastern Forest Fire Protection Commission shall constitute a separate section of such Commission for the performance of the common service or services so designated; provided, that if any additional expense is involved, the states so acting shall appropriate the necessary funds for this purpose. The creation of such a section as a joint agency shall not affect the privileges, powers, responsibilities or duties of the states participating therein as embodied in the other articles of this compact.

ARTICLE VI.

The commission may request the United States Forest Service to act as the primary research and co-ordinating agency of the Northeastern Forest Fire Protection Commission, in co-operation with the appropriate agencies in each state, and the United States Forest Service may accept the initial responsibility in preparing and presenting to the commission its recommendations with respect to the regional fire plan. Representatives of the United States Forest Service may attend meetings of the commission and of groups of member states.

ARTICLE VII.

The commission shall annually elect from its members a chairman and a vice chairman. The commission shall appoint such officers or employees as may be required to carry the provisions of this compact into effect, shall fix and determine their duties, qualifications and compensation, and may, at its pleasure, remove or discharge any such officer or employee. The commission shall adopt rules and regulations for the conduct of its business. It may establish and maintain one or more offices for the transaction of its business, and may meet at any time or place, but must meet at least once a year.

A majority of the members of the commission representing a majority of the signatory states shall constitute a quorum for the transaction of its general business, but no action of the commission imposing any obligation on any signatory state shall be binding unless a majority of the members from such signatory state shall have voted in favor

thereof. For the purpose of conducting its general business, voting shall be by state units.

The representatives of any two or more member states, upon notice to the chairman as to the time and purpose of the meeting, may meet as a section for the discussion of problems common to those states.

Sections established by groups of member states shall have the same powers with respect to officers, employees and the maintenance of offices as are granted by this article to the commission. Sections may adopt such rules, regulations and procedures as may be necessary for the conduct of their business.

ARTICLE VIII.

It shall be the duty of each member state to formulate and put in effect a forest fire plan for that state and to take such measures as may be recommended by the commission to integrate such forest fire plan with the regional forest fire plan.

Whenever the state forest fire control agency of a member state requests aid from the state forest fire control agency of any other member state in combating, controlling or preventing forest fires, it shall be the duty of the state forest fire control agency of that state to render all possible aid to the requesting agency which is consonant with the maintenance of protection at home.

Each signatory state agrees to render aid to the Forest Service or other agencies of the government of the United States in combating, controlling or preventing forest fires in areas under their jurisdiction located within the member state or a contiguous member state.

ARTICLE IX.

Whenever the forces of any member state are rendering outside aid pursuant to the request of another member state under this compact, the employees of such state shall, under the direction of the officers of the state to which they are rendering aid, have the same powers (except the power of arrest), duties, rights, privileges and immunities as comparable employees of the state to which they are rendering aid.

No member state or its officers or employees rendering outside aid pursuant to this compact shall be liable on account of any act or omission on the part of such forces while so engaged, or on account of the maintenance or use of any equipment or supplies in connection therewith.

All liability that may arise either under the laws of the requesting state or under the laws of the aiding state or under the laws of a third state on account of or in connection with a request for aid, shall be assumed and borne by the requesting state.

Any member state rendering outside aid pursuant to this compact shall be reimbursed by the member state receiving such aid for any loss or damage to, or expense incurred in the operation of any equipment answering a request for aid, and for the cost of all materials, transportation, wages, salaries and maintenance of employees and equipment incurred in connection with such request; provided, that nothing herein contained shall prevent any assisting member state from assuming such loss, damage, expense or other cost or from loaning such equipment or from donating such services to the receiving member state without charge or cost.

Each member state shall provide for the payment of compensation and death benefits to injured employees and the representatives of deceased employees in case employees sustain injuries or are killed while rendering outside aid pursuant to this compact, in the same manner and on the same terms as if the injury or death were sustained within such state.

For the purposes of this compact the term employee shall include any volunteer or auxiliary legally included within the forest fire fighting forces of the aiding state under the laws thereof.

The commission shall formulate procedures for claims and reimbursement under the provisions of this article.

Aid by a member state to an area subject to federal jurisdiction beyond the borders of such state shall not be required under this compact unless substantially the same provisions of this article relative to

powers, liabilities, losses and expenses in connection with such aid are embodied in federal laws.

ARTICLE X.

When appropriations for the support of this commission or for the support of common services maintained by the commission or a section thereof under the provisions of Article V are necessary, the commission or section thereof shall allocate the costs among the states affected with consideration of the amounts of forested land in those states that will receive protection from the service to be rendered and the extent of the forest fire problem involved in each state, and shall submit its recommendations accordingly to the legislatures of the affected states.

The commission shall submit to the governor of each state, at such time as he may request, a budget of its estimated expenditures for such period as may be required by the laws of such state for presentation to the legislature thereof.

The commission shall keep accurate books of account, showing in full its receipts and disbursements, and said books of account shall be open at any reasonable time to the inspection of such representatives of the respective signatory states as may be duly constituted for that purpose.

On or before the first day of December of each year, the commission shall submit to the respective governors of the signatory states a full and complete report of its activities for the preceding year.

ARTICLE XI.

The representatives from any member state may appoint and consult with an advisory committee composed of persons interested in forest fire protection.

The commission may appoint and consult with an advisory committee of representatives of all affected groups, private and governmental.

ARTICLE XII.

The commission may accept any and all donations, gifts and grants of money, equipment, supplies, materials and services from the federal or any local government, or any agency thereof and from any person, firm or corporation, for any of its purposes and functions under this compact, and may receive and utilize the same subject to the terms, conditions and regulations governing such donations, gifts and grants.

ARTICLE XIII.

Nothing in this compact shall be construed to authorize or permit any member state to curtail or diminish its forest fire fighting forces, equipment, services or facilities, and it shall be the duty and responsibility of each member state to maintain adequate forest fire fighting forces and equipment to meet normal demands for forest fire protection within its borders.

Nothing in this compact shall be construed to limit or restrict the powers of any state ratifying the same to provide for the prevention, control and extinguishment of forest fires, or to prohibit the enactment or enforcement of state laws, rules or regulations intended to aid in such prevention, control and extinguishment in such state.

Nothing in this compact shall be construed to affect any existing or future co-operative relationship or arrangement between the United States Forest Service and a member state or states.

ARTICLE XIV.

This compact shall continue in force and remain binding on each state ratifying it until the legislature or the governor of such state takes action to withdraw therefrom. Such action shall not be effective until six months after notice thereof has been sent by the chief executive of the state desiring to withdraw to the chief executives of all states then parties to the compact.

SECTION 2. When the governor shall have executed said compact on behalf of this commonwealth and caused a correct copy thereof to be filed in the office of the state secretary,

as required by section one, and said compact shall have been ratified by one or more of the states named in Article II thereof in accordance with the constitution and laws of such state or states, then said compact shall become operative and effective as between this commonwealth and such other state or states, subject to the consent of the Congress of the United States, to obtain which the governor shall take such action as may be necessary. The governor is hereby authorized and directed, upon the execution of said compact by him and the filing of the required copy thereof in the office of the state secretary, to notify forthwith the governors of the said named states and the President of the United States, that the commonwealth on its part has ratified and executed said compact. The original notice of ratification received from the governor or other duly authorized official of any state joining in said compact shall be filed with the official copy of said compact in the office of the state secretary, and such notice, if any, as may be received from the President or the Congress of the United States, signifying the consent of the Congress to said compact, shall be filed in the same manner. As far as practicable, the provisions of this section shall apply to ratifications by provinces of the Dominion of Canada and to official notices thereof.

SECTION 3. As soon as the aforesaid compact shall become operative and effective as provided in section two, the three representatives of this commonwealth on the interstate commission established by Article III of said compact, hereinafter called commissioners, shall be as follows: first, the director of the division of forestry in the department of conservation, ex officio, or his successor responsible for forest fire control in the commonwealth; second, a member of the general court designated by the commission on interstate co-operation; and third, a person, who may be a state official, appointed by the governor, with the advice and consent of the council, as his responsible representative. The term of any member of the general court designated as a member of said commission shall end whenever he shall cease to be a member of said general court, and his successor shall be designated in the same manner as an original designation. The term of the third commissioner shall be three years and until the qualification of his successor; vacancies in said office shall be filled, in the same manner as an original appointment, for the remainder of the unexpired term. Sections eight to twelve, inclusive, of chapter thirty of the General Laws shall apply to the third commissioner and his successors in office. The director of the division of forestry as a commissioner hereunder may delegate from time to time an official or other subordinate in his division, who is familiar with methods and practices of forest fire control, to attend and participate in any meeting or other proceeding of the commission or hearing by it, with authority to vote as the representative of or substitute for said director. The terms of the original

three commissioners hereunder shall be considered to have begun upon the date when the compact aforesaid shall become operative and effective in accordance with section two.

SECTION 4. The commissioner appointed by the governor if, while such member, he neither holds a salaried state office nor is a member of the general court, shall be paid by the commonwealth as compensation for his services as such commissioner the sum of thirty dollars for each day of such service, but not more than six hundred dollars in any fiscal year. Such compensation shall be paid by the state treasurer to said commissioner, not oftener than once in two weeks, upon bills approved by the chairman or vice chairman and the clerk or secretary of the commission. All three commissioners shall be reimbursed for their actual expenses incurred in the performance of their duties as such.

SECTION 5. The commissioners representing this commonwealth on said interstate commission shall obtain accurate accounts of all said commission's receipts and disbursements and shall report to the governor and the budget commissioner annually on or before the fifteenth day of September, setting forth in such detail as the budget commissioner may require the transactions of said commission for the fiscal year ending on the preceding June thirtieth. They shall include in such report recommendations for any legislative action that the commission deems advisable, including such amendments or additions to the laws of the commonwealth as may be necessary or desirable to carry out the intent and purposes of the Northeastern Interstate Forest Fire Protection Compact among the states joining therein.

SECTION 6. No action shall be taken by the general court or the governor to withdraw from the compact aforesaid for a period of six years from the effective date of this act. If after the expiration of said six-year period the governor for the time being shall decide that the best interests of the commonwealth require that he act to withdraw from said compact in accordance with Article XIV thereof, he shall notify the general court of his action by filing with the clerk of the house of representatives a copy of the notice of withdrawal that he is required to send to the chief executives of all other states then parties to said compact.

Approved June 24, 1949.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 23, 1949.

The Honorable EDWARD J. CRONIN, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, Paul A. Dever, by virtue of and in accordance with the provisions of the Forty-eighth Amendment to the Constitution, "The Referendum II, Emergency Measures," hereby declare that in my opinion, he immediate preservation of the public health, safety and

convenience requires that the law passed on the twenty-fourth day of June, 1949, entitled "An Act Authorizing the Ratification on the Part of the Commonwealth of a Proposed Compact Entitled The Northeastern Interstate Forest Fire Protection Compact," should take effect forthwith and that it is an emergency law and that the facts constituting an emergency are as follows:

An acute forest fire danger exists as a result of the continuous drought during the course of the past few months. It is urgent that the provisions of this Act become operative at once so that the signatory states may expeditiously effect agreements which will solve this problem.

Such a compact must be approved by the Congress of the United States, and such approval will be obtained only after the various signatory states have themselves ratified the Compact.

Very truly yours,

PAUL A. DEVER,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 25, 1949.

I hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at ten o'clock and forty-five minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter four hundred and fifty-seven of the acts of nineteen hundred and forty-nine.

EDWARD J. CRONIN,
Secretary of the Commonwealth.

Chap.458 AN ACT RELATIVE TO THE RETIREMENT OF CERTAIN POLICE OFFICERS AND FIREMEN OF THE CITY OF LOWELL.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section eighty-five F of chapter thirty-two of the General Laws, any member of a police or fire department of the city of Lowell who is hereafter retired under the provisions of sections eighty to eighty-five F, inclusive, of said chapter thirty-two, and who was appointed a reserve police officer or reserve fireman prior to July first, nineteen hundred and thirty-seven, shall, for the purpose of such retirement, be accredited with his service as such reserve police officer or reserve fireman as a part of his continuous service.

SECTION 2. This act shall take effect upon its acceptance by the city council of the city of Lowell, subject to the approval of the city manager of said city.

Approved June 24, 1949.

AN ACT MAKING A CERTAIN VETERAN OF WORLD WAR II ELIGIBLE TO BE EXAMINED FOR REGISTRATION AS A QUALIFIED PHYSICIAN. *Chap.459*

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law Harvey Bluestone who served in the armed forces of the United States during World War II and has received an honorable discharge therefrom, and who graduated from a medical school in this commonwealth before June thirtieth, nineteen hundred and forty-eight, shall be eligible to be an applicant for registration as a qualified physician, shall be examined for such registration by the board of registration in medicine, and shall be subject to and have the benefit of all pertinent provisions of law relative to such eligibility and examination.

Approved June 24, 1949.

AN ACT PROVIDING THAT THE DEPARTMENT OF INDUSTRIAL ACCIDENTS SHALL BE UNDER THE SUPERVISION AND CONTROL OF THE CHAIRMAN THEREOF. *Chap.460*

Be it enacted, etc., as follows:

Chapter 24 of the General Laws is hereby amended by inserting after section 2 the following section: — *Section 2A.* The department shall be under the supervision and control of the chairman of the board who shall be its executive head. During the temporary absence or disability of the chairman, he may designate a member of the board as acting chairman.

Approved June 24, 1949.

G. L. (Ter. Ed.), 24, new § 2A, added.

Department to be under control of the chairman.

AN ACT ESTABLISHING THE SALARIES OF THE JUSTICE AND CLERK OF THE BOSTON JUVENILE COURT. *Chap.461*

Be it enacted, etc., as follows:

SECTION 1. Chapter 218 of the General Laws is hereby amended by striking out section 76, as most recently amended by section 1 of chapter 667 of the acts of 1948, and inserting in place thereof the following: — *Section 76.* The salary of the justice of the Boston juvenile court shall be ninety-five hundred dollars, and that of the clerk of the said court an amount equal to sixty per cent of the salary of the justice.

SECTION 2. This act shall take effect on July first in the current year.

Approved June 24, 1949.

G. L. (Ter. Ed.), 218, § 76, etc., amended.

Salary of justice and clerk.

Effective date.

AN ACT TO ESTABLISH THE COMPENSATION OF THE SPECIAL JUSTICES OF THE MUNICIPAL COURT OF THE CITY OF BOSTON. *Chap.462*

Be it enacted, etc., as follows:

Section 52 of chapter 218 of the General Laws, as amended by section 2 of chapter 398 of the acts of 1948, is hereby further amended by striking out the last sentence, as appearing in the Tercentenary Edition, and inserting in place thereof the following sentence: — His compensation shall be thirty-six dollars and sixty-seven cents for each day's service; and, except when holding an additional session as above

G. L. (Ter. Ed.), 218, § 52, etc., amended.

Salary of special justices of Boston

municipal
court.

provided, the compensation for service in excess of thirty days in any one year which may be rendered to or for any one justice shall be deducted by the treasurer of Suffolk county from the salary of such justice.

Approved June 24, 1949.

Chap.463 AN ACT RELATIVE TO THE ANNUAL LICENSE FEE OF REGISTERED OPTOMETRISTS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 112, § 69,
etc., amended.

License fee
for registered
optometrists.

Chapter 112 of the General Laws is hereby amended by striking out section 69, as appearing in section 2 of chapter 339 of the acts of 1934, and inserting in place thereof the following: — *Section 69.* Every registered optometrist shall, annually, before February first, pay to the board a license fee of five dollars, in default of which the board may revoke his certificate and his authority to practice optometry thereunder, after a hearing as provided by section seventy-one; but the payment of said fee at or before the time of hearing, with such additional sum, not exceeding five dollars, as may be fixed by the board, shall remove the default. An optometrist duly registered and licensed to practice in this commonwealth, whose license has not been revoked, but who shall have temporarily retired from practice or removed from the commonwealth for not exceeding five years, and shall have notified the board of such retirement or removal, may register upon paying the lapsed annual license fees and filing with the board his affidavit as to the facts aforesaid.

Approved June 24, 1949.

Chap.464 AN ACT TO AUTHORIZE THE COUNTY OF ESSEX TO REIMBURSE JOHN WILSON FOR MONEYS TAKEN FROM HIM BY A PRISONER AND EXPENSES INCURRED IN THE RECOVERY OF HIS AUTOMOBILE.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the county of Essex is hereby authorized to pay the sum of eighty dollars to John Wilson of Essex to reimburse him for moneys taken from him by a prisoner at the Salem house of correction and for expenses incurred to recover his automobile which was used by prisoners to effect their escape from said house of correction.

SECTION 2. This act shall take full effect upon its acceptance by the county commissioners of Essex county, but not otherwise.

Approved June 24, 1949.

Chap.465 AN ACT AUTHORIZING PAYMENTS FOR EXPENSES AND CLERICAL ASSISTANCE IN THE NORTHERN APPELLATE DIVISION OF THE DISTRICT COURTS.

Be it enacted, etc., as follows:

The northern appellate division of the district courts having exceeded the amount allotted to it under the provisions of section one hundred and eight of chapter two

hundred and thirty-one of the General Laws, the county commissioners of various counties served by said division are hereby authorized to make payments for said deficiency as shown upon the certificate of the presiding justice of said division presented to said county commissioners. Said deficiency payments shall not exceed the sum of one thousand dollars.

Approved June 24, 1949.

AN ACT MAKING CERTAIN THAT SERVICE REQUIRED UNDER CERTAIN PROVISIONS OF LAW PROVIDING PENSIONS FOR LABORERS IN THE EMPLOY OF THE CITY OF LOWELL NEED NOT BE CONTINUOUS.

Chap. 466

Be it enacted, etc., as follows:

SECTION 1. Chapter 61 of the acts of 1930, as amended by chapter 432 of the acts of 1935 and chapters 243 and 560 of the acts of 1943, is hereby further amended by adding the following section: — *Section 1B.* No laborer whose employment begins after June thirtieth, nineteen hundred and thirty-seven shall be subject to or benefit from the provisions of chapter sixty-one of the acts of nineteen hundred and thirty or of any of the amendments thereof. Whenever in said chapter sixty-one or any of the amendments thereof, a number of years of service is specified as a requirement of eligibility to receive a pension, such service need not be continuous.

SECTION 2. The provisions of section one shall apply with respect to service rendered before this act becomes effective, as well as afterward.

SECTION 3. This act shall take full effect upon its acceptance during the current year by a majority vote of the members of the city council of the city of Lowell, subject to the provisions of its charter, but not otherwise.

Approved June 28, 1949.

AN ACT RELATIVE TO THE FURNISHING OF GAS MASKS, SO CALLED, FOR THE USE OF MEMBERS OF FIRE DEPARTMENTS.

Chap. 467

Whereas, It is necessary that this act take effect on July first in the current year in order to accomplish its purpose, which is to have its provisions supersede certain provisions of law which would otherwise become effective on said date, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Emergency
preamble.*

Be it enacted, etc., as follows:

SECTION 1. Section 51A of chapter 48 of the General Laws, inserted by section 1 of chapter 337 of the acts of 1948, is hereby amended by striking out the second paragraph and inserting in place thereof the following: —

*G. L. (Ter.
Ed.), 48,
§ 51A, etc.,
amended.*

Except in cases in which it has been predetermined at the time of the alarm that the fire for which the alarm is given is a grass or rubbish fire or a fire on or in an automobile or other vehicle, which automobile or vehicle is not within or immediately adjacent to a building or structure, at least two

*Gas masks
to be ready
for use at
certain fires
in certain
towns.*

such masks, in the case of towns having a population of four thousand or less and at least four such masks in all other towns, in proper working condition, shall be ready for use at each fire.

Effective date.

SECTION 2. This act shall take effect on July first in the current year.

Approved June 28, 1949.

Chap. 468 AN ACT MAKING LOCAL HISTORY AND GOVERNMENT REQUIRED SUBJECTS OF INSTRUCTION IN PUBLIC HIGH SCHOOLS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 71, § 2, etc., amended.

Local history and government to be required teaching in certain schools.

Chapter 71 of the General Laws is hereby amended by striking out section 2, as amended by section 1 of chapter 246 of the acts of 1938, and inserting in place thereof the following: — *Section 2.* In all public elementary and high schools American history and civics, including the constitution of the United States, and in all public high schools the constitution of the commonwealth and local history and government, shall be taught as required subjects for the purpose of promoting civic service and a greater knowledge thereof, and of fitting the pupils, morally and intellectually, for the duties of citizenship.

Approved June 28, 1949.

Chap. 469 AN ACT RELATIVE TO THE AUTHORITY OF CITIES AND TOWNS TO ENTER INTO CONTRACTS TO PROVIDE TEMPORARY HOUSING FOR VETERANS OF WORLD WAR II

Be it enacted, etc., as follows:

Section 1 of chapter 568 of the acts of 1946 is hereby amended by striking out, in line 14, the word "five" and inserting in place thereof the word: — eight, — so as to read as follows: — *Section 1.* It is hereby declared that an acute shortage of housing exists in many of the cities and towns of the commonwealth; that on account of such shortage many veterans of World War II are unable to obtain shelter for themselves and their families regardless of their ability to pay for such shelter; that on account of the extent of the deficiency in housing and the difficulty in obtaining building materials it is likely that this shortage will continue for a substantial period; that on this account a time of public exigency, emergency and distress now exists so that the providing of shelter is a public function; and each city or town in which such shortage exists is hereby authorized to provide shelter for such of its inhabitants as are veterans of said war in the manner hereinafter designated for a period of eight years from the date when this act becomes operative unless the general court shall previously determine that the time of public exigency, emergency and distress has ended, which period is hereinafter referred to as the present emergency.

Approved June 28, 1949.

AN ACT AUTHORIZING THE REGISTRAR OF MOTOR VEHICLES TO EXTEND THE PERIOD OF TIME DURING WHICH NUMBER PLATES SHALL BE VALID.

Chap.470

Be it enacted, etc., as follows:

Section 2 of chapter 90 of the General Laws is hereby amended by striking out the seventh paragraph, as amended by section 1 of chapter 436 of the acts of 1939, and inserting in place thereof the following paragraph:—

G. L. (Ter. Ed.), 90, § 2, etc., amended.

The registrar shall furnish at his office, without charge, to every person whose motor vehicle is registered under this chapter, two number plates of suitable design, and to every person whose trailer is so registered, one such number plate, having displayed thereon the register number assigned to that vehicle; provided, that number plates assigned to ambulances, fire engines and apparatus, police patrol wagons and other vehicles used by the police department of any city or town or park board solely for the official business of such department or board may be of a distinctive type or types. The number plates so furnished shall, except as provided by section nine, and except in case the registrar for any valid reason extends the time, be valid only for the year for which they are issued. If the registrar extends the time he may make rules and regulations requiring the display of visible evidence upon every motor vehicle that it has been registered and that the plates in use thereon are valid. Any plate becoming illegible because of construction defects shall be replaced by the registrar without cost.

Registrar may extend time during which number plates shall be valid.

Approved June 28, 1949.

AN ACT RELATIVE TO THE TIME AT WHICH COMPENSATION SHALL BEGIN TO BE PAID UNDER THE WORKMEN'S COMPENSATION LAW.

Chap.471

Be it enacted, etc., as follows:

Section 29 of chapter 152 of the General Laws, as most recently amended by chapter 382 of the acts of 1937, is hereby further amended by striking out, in line 4, the words "two weeks" and inserting in place thereof the words:—eight days,—and by striking out, in line 6, the words "otherwise from the eighth day thereafter;,"—so as to read as follows:—*Section 29.* No compensation shall be paid for any injury which does not incapacitate the employee from earning full wages for a period of at least seven days. If incapacity extends for a period of eight days or more, compensation shall be paid from the day of injury, provided, that, except under section thirty-five, no compensation shall be paid for any period for which any wages were earned. When compensation shall have begun it shall not be discontinued except with the written assent of the employee, or with the approval of the department or a member thereof, granted only after an impartial examination or after a personal interview with the employee by a member or employee of the department or after failure of

G. L. (Ter. Ed.), 152, § 29, etc., amended.

Time at which compensation shall begin to be paid.

the employee to report for or submit to such examination or interview after reasonable notice by the department; provided, that such compensation shall be paid in accordance with section thirty-five if the employee in fact earns wages after the original agreement or decision is filed.

Approved June 28, 1949.

Chap.472 AN ACT MAKING FURTHER PROVISION FOR THE ESTABLISHMENT OF A PUBLIC WATER SUPPLY IN THE TOWN OF MENDON.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 528 of the acts of 1946 is hereby amended by striking out in said section the word "fifty" and inserting in place thereof the words:— one hundred and thirty-five.

SECTION 2. This act shall take effect upon its passage.

Approved June 29, 1949.

Chap.473 AN ACT PROVIDING FOR A DENTAL RESEARCH PROGRAM UNDER THE SUPERVISION OF THE DEPARTMENT OF PUBLIC HEALTH FOR THE TRAINING OF FEMININE PERSONNEL.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make available without delay a program of dental research, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health and convenience.

Be it enacted, etc., as follows:

SECTION 1. The department of public health is hereby authorized and directed to institute a special program of dental research, for the training of feminine personnel, who shall be enrolled as hygienists. This program shall be conducted under the direction and supervision of the department of public health and the board of dental examiners for a period not exceeding five years, but no funds shall be appropriated for it by the commonwealth, and all funds therefor shall be furnished by the United States government through the agency of the children's bureau of the Federal Security Agency.

The commissioner of public health is hereby designated as the agency of the commonwealth to make application for grants and assistance and, with the approval of the governor and the commission on administration and finance, to accept any such grant in the name of the commonwealth.

The commissioner of public health, with the approval of the board of dental examiners, may rescind the arrangement with the Federal Security Agency, and cancel such program at any time during said five year period, if, in his opinion, the program is not progressing satisfactorily.

SECTION 2. For the purposes of this dental research program, any student enrolled therein may prepare and fill cavities in children's teeth under the supervision of a registered dentist in a dispensary or clinic approved by the com-

missioner of public health, the provisions of chapter one hundred and twelve of the General Laws to the contrary notwithstanding.

Approved July 1, 1949.

AN ACT RELATIVE TO THE BOARD OF ASSESSORS OF THE CITY OF SOMERVILLE.

Chap. 474

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 3 of chapter 281 of the acts of 1932, as amended by section 1 of chapter 124 of the acts of 1943, is hereby further amended by inserting after the word "large" in line 18 the words:— and of assessor, — so as to read as follows:— Any person who is qualified to vote at any regular or special election for a candidate for any elective municipal office in said city, and who is a candidate for nomination thereto, shall be entitled to have his name as such candidate printed on the official ballot to be used at a preliminary election for nomination therefor; provided, that if he is a candidate to be voted for in a single ward he is a registered voter in the ward wherein he is a candidate; and provided, further, that on or before five o'clock in the afternoon of the eighth Tuesday preceding such regular or special municipal election there shall be submitted to the board of election commissioners, hereinafter called the board, a nomination paper prepared and issued by the board, wherein the candidate sets forth in writing his candidacy, and wherein the petition is signed by voters of the city qualified to vote for a candidate for said office to the number of at least two hundred and fifty for the office of mayor, one hundred and fifty for the office of alderman at large and of assessor and one hundred for the office of ward alderman and of member of the school committee, whose signatures are certified as hereinafter provided.

SECTION 2. Chapter 234 of the acts of the current year is hereby amended by inserting after section 2 the two following sections:— *Section 2A.* During the month of January in each year, the assessors shall meet and organize by electing a chairman. The salary of the chairman shall be forty-five hundred dollars per annum, and the salary of each of the other members shall be twenty-two hundred dollars per annum.

Section 2B. In case of a vacancy in the office of assessor elected by popular vote as aforesaid, the mayor of said city, subject to confirmation by the board of aldermen, shall appoint an assessor to fill such vacancy until the next biennial municipal election, at which time an assessor shall be elected for the remainder of the unexpired term, if any.

SECTION 3. This act shall take effect upon its passage.

Approved July 1, 1949.

AN ACT RELATIVE TO ANNUAL VACATIONS FOR CERTAIN EMPLOYEES OF CERTAIN CITIES AND TOWNS.

Chap. 475

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to put into effect on July first of the current year new provisions of law relating to the vacation allowances of certain employees of certain cities

Emergency
preamble.

and towns, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 41, § 111, etc., amended.

Annual vacations for certain employees of certain cities and towns.

SECTION 1. Section 111 of chapter 41 of the General Laws is hereby amended by striking out the first three paragraphs, as appearing in section 1 of chapter 330 of the acts of 1948, and inserting in place thereof the following paragraph:— In any city or town which has accepted chapter two hundred and seventeen of the acts of nineteen hundred and fourteen or has accepted this section in any form, or which accepts this section in the manner hereinafter provided, or has accepted earlier provisions of this section, all permanent civil service employees as well as persons classified as common laborers, skilled laborers, mechanics or craftsmen, regularly employed by such city or town, shall be granted an annual vacation of not less than two weeks without loss of pay. Such vacations shall be granted by the heads of the respective departments of the city or town at such time as in their opinion will cause the least interference with the performance of the regular work of the city or town. A person shall be deemed to be regularly employed, within the meaning of this section, if he has actually worked for the city or town for thirty weeks in the aggregate during the preceding calendar year. Any official of a city or town whose duty it is to grant a vacation as provided by this section who wilfully refuses to grant the same shall be punished by a fine of not more than one hundred dollars. The department of labor and industries shall enforce this section, and shall have all necessary powers therefor.

G. L. (Ter. Ed.), 41, new § 111E, added.

Compensation in lieu of vacation for certain employees, etc.

SECTION 2. Said chapter 41 is hereby further amended by inserting after section 111D, inserted by chapter 384 of the acts of the current year, the following section:— *Section 111E.* Whenever the employment of any person subject to section one hundred and eleven or section one hundred and eleven A is terminated during a year by dismissal through no fault or delinquency on his part or by resignation, retirement or death, without his having been granted the vacation to which he is entitled under such section, he, or in case of his death, his beneficiary, shall be paid, at the regular rate of compensation payable to him at the termination of his employment, an amount in lieu of such vacation; provided, that no monetary or other allowance has already been made therefor. The word "beneficiary" as used in this section means the surviving beneficiary or beneficiaries, if any, lawfully designated by the employee under the retirement system of which he is a member, or, if there be no such designated beneficiary, the estate of the deceased. The official head of the department in which the person was last employed shall enter on the departmental payroll all amounts payable under this section.

Effective date.

SECTION 3. This act shall take effect on July first in the current year.

Approved July 1, 1949.

AN ACT ENTITLING CERTAIN EMPLOYEES TO EMPLOYMENT SECURITY BENEFITS DURING CERTAIN VACATION PERIODS. Chap.476

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make the benefits provided thereby available to certain employees without delay, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Section 1 of chapter 151A of the General Laws is hereby further amended by adding at the end of paragraph (r) (2), as appearing in section 1 of chapter 685 of the acts of 1941, the following sentence: — An individual who is not entitled to vacation pay from his employer shall be deemed to be in total unemployment during the entire period of any general closing of his employer's place of business for vacation purposes, notwithstanding his prior assent, direct or indirect, to the establishment of such vacation period by his employer.

G. L. (Ter.
Ed.), 151A,
§ 1, etc.,
amended.
Entitling
certain em-
ployees to
security
benefits
during vaca-
tion periods.

Approved July 1, 1949.

AN ACT PROHIBITING THE USE OF BEAM OR OTTER TRAWLS IN TAKING FISH FROM CERTAIN TERRITORIAL WATERS OF MASSACHUSETTS DURING CERTAIN PORTIONS OF THE YEAR. Chap.477

Be it enacted, etc., as follows:

SECTION 1. Chapter 454 of the acts of 1948 is hereby amended by striking out section 1 and inserting in place thereof the following section: — *Section 1.* It shall be unlawful, except between November first and the following March thirty-first, both dates inclusive, for any person to use beam or otter trawls to drag for fish in that part of the territorial waters of Massachusetts lying between a line extending from the water tower on Winthrop Head through the Graves Light and a line drawn from the Gurnet Light to Race Point Light to the marine boundary of the Commonwealth.

SECTION 2. This act shall take effect upon its passage.

Approved July 1, 1949.

AN ACT TO AUTHORIZE THE TOWN OF HARDWICK TO BORROW MONEY FOR ACQUIRING A WATER SUPPLY AND SEWERAGE SYSTEM. Chap.478

Be it enacted, etc., as follows:

SECTION 1. The town of Hardwick is hereby authorized to acquire, by purchase, from the Gilbertville Water Company its water supply system used exclusively to supply water for the extinguishment of fires, including reservoirs, mains and hydrants, and may also acquire the sewerage distribution lines of said company.

SECTION 2. For the purposes stated in section one, the town may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate seven thousand

dollars, and may issue notes of the town therefor, which shall bear on their face the words, Hardwick Fire Protection and Sewer Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than seven years from their dates. No loan shall be authorized under this act unless an amount of five hundred dollars is voted for the same purpose to be provided from taxation or available revenue funds in the year when authorized. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to the applicable provisions of chapter forty-four of the General Laws exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 3. This act shall take effect upon its passage.

Approved July 1, 1949.

Chap.479 AN ACT PROVIDING FOR THE INSTALLATION OF A GAUGING STATION ON THE SQUANNACOOK RIVER.

Be it enacted, etc., as follows:

The department of public health is hereby authorized and directed to install a gauging station on the Squannacook river between West Groton and Townsend harbor in co-operation with the Geological Survey of the United States Department of the Interior, and may expend for such purpose such sums as may be appropriated therefor.

Approved July 1, 1949.

Chap.480 AN ACT TO AUTHORIZE THE CITY OF BOSTON TO CONSTRUCT AND MAINTAIN A VIADUCT OVER AND ACROSS THE PASSAGE OF WATER KNOWN AS THE "BACK WAY" IN LOWER BOSTON HARBOR, BETWEEN LONG ISLAND AND MOON ISLAND, AND APPROACHES THERETO ON BOTH LONG ISLAND AND MOON ISLAND.

Be it enacted, etc., as follows:

SECTION 1. The city of Boston is hereby authorized to construct, as a part of the facilities of its institution on Long Island, a viaduct over and across the passage of water known as the "Back Way" in the lower Boston harbor between Long Island and Moon Island, and shall construct approaches to said viaduct on each end thereof. Said city may acquire by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws or by purchase, gift, devise or otherwise such public or private lands or such interest therein as the commissioner of institutions of said city may deem necessary for carrying out the provisions of sections one, two and three of this act.

SECTION 2. Said viaduct shall be built not less than thirty-one feet in width over-all, and with masonry piers and abutments and masonry or steel superstructure, according to plans and specifications prepared under the supervision of said commissioner of institutions. Said viaduct shall be constructed and maintained subject to the provisions of chapter ninety-one of the General Laws and of all other general laws which now are or hereafter may be in force relating to bridges

over tidewater, except that no compensation for displacement of tidewater, or for occupying any lands or flats of the commonwealth, shall be required from said city.

SECTION 3. The approach to said viaduct on the Moon Island side shall be laid out and constructed from Dorchester street in the Squantum district of the city of Quincy, extending easterly and northeasterly to the westerly abutment of the viaduct on Moon Island. The approach to said viaduct on the Long Island side shall be laid out and constructed from the main buildings of Long Island hospital extending westerly to the easterly abutment of said viaduct. Said city shall construct said approaches immediately before, at the time of, or immediately after, completion of said viaduct.

SECTION 4. Said viaduct and approaches shall be maintained by said city through its institutions department; and the commissioner of institutions of said city shall exclusively authorize poles, wires or other structures to be placed on any part or all of the same, in such places as he may deem proper.

SECTION 5. Said viaduct and approaches shall be deemed to be held by said city in its governmental capacity; and the said city shall not be liable for any injury, loss or damage suffered by any person or property on or about said viaduct or approaches.

SECTION 6. For the purpose of providing funds to meet the expenses of carrying out the provisions of sections one, two and three of this act, the city of Boston may borrow, from time to time within a period of five years from the effective date of this act, not exceeding, in the aggregate, two million dollars, and may issue bonds or notes therefor which shall bear on their face the words: — City of Boston, Long Island Viaduct Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years. No loan shall be authorized in any year under this act unless a sum equal to ten cents on each one thousand dollars of the assessed valuation of the city for the preceding year, exclusive of the value of motor vehicles and the value of ships and vessels on which a vessel excise tax is based, has been appropriated from available revenue funds or voted to be raised by taxation for the purposes of this act in the year when the loan is authorized. Indebtedness incurred under this act shall be outside the statutory limit of indebtedness, but shall, except as herein otherwise provided, be subject to all laws relative to the incurring of debt by said city.

SECTION 7. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved July 1, 1949.

AN ACT RELATIVE TO PREPARATION OF COUNTY BUDGETS AND TO CONTRACTS MADE BY COUNTIES. Chap. 481

Be it enacted, etc., as follows:

SECTION 1. Section 28 of chapter 35 of the General Laws, as most recently amended by section 1 of chapter 158 of

G. L. (Ter. Ed.), 35, § 28, etc., amended.

Estimates of
county ex-
penses, etc.

the acts of 1945, is hereby further amended by inserting after the first sentence the two following sentences: — On or before December fifteenth in each year, the head of each department or institution, and each board or other agency whose activities are maintained or supported wholly or in part by county funds, shall submit to the county commissioners, in writing, a statement of their requirements for the ensuing year, including number and cost of personnel, quantities and estimated cost of supplies and equipment and any other proposed expenditures, in sufficient detail to enable said commissioners to explain any increase or decrease as compared with the appropriation of the previous year. In such statement any proposed contract or any project involving the estimated expenditure of a sum in excess of one thousand dollars shall be set forth separately.

G. L. (Ter.
Ed.), 35, § 44,
amended.

SECTION 2. Section 44 of said chapter 35, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 7, the words "eight hundred" and inserting in place thereof the words: — one thousand.

G. L. (Ter.
Ed.), 34, § 17,
etc., amended.

SECTION 3. Section 17 of chapter 34 of the General Laws, as amended by chapter 74 of the acts of 1932, is hereby further amended by inserting before the last sentence the following sentence: — No purchase or contract shall be split for the purpose of evading the requirements of this section.

No split
contracts.

Approved July 1, 1949.

Chap.482 AN ACT RELATIVE TO THE SALARY OF THE JUSTICE OF THE DISTRICT COURT OF SOUTHERN BERKSHIRE.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 218, § 78,
etc., amended.

Section 78 of chapter 218 of the General Laws, as most recently amended by chapter 312 of the acts of the current year, is hereby further amended by striking out, in line 50, as appearing in section 3 of chapter 667 of the acts of 1948, the words "district court of southern Berkshire," — and by inserting after the word "Williamstown", in the last line, as so appearing, the words: — ; the salary of the justice of the district court of southern Berkshire shall be thirty-two hundred dollars.

Approved July 1, 1949.

Chap.483 AN ACT ESTABLISHING THE NORTH RAYNHAM WATER DISTRICT IN THE TOWN OF RAYNHAM.

Be it enacted, etc., as follows:

SECTION 1. The inhabitants of the town of Raynham, liable to taxation in said town and residing within the territory comprised within the following boundary lines, to wit: — beginning at the intersection of the Raynham, Easton and West Bridgewater town lines, thence in a southerly direction in the Raynham-West Bridgewater and Raynham-Bridgewater town lines to the angle in the town line near Elm street; thence in a southerly direction in a straight line crossing Elm street to a point on the westerly side of

Center street at the boundary of the Raynham Center Water District as described in chapter two hundred and twenty-two of the acts of nineteen hundred and forty-seven; thence southwesterly by the boundary of said Raynham Center Water District to the junction of King Philip and Mill streets; thence southwesterly, in a straight line to a point in the Raynham-Taunton town line, said point being two hundred feet southerly from the easterly side line of Broadway; thence northwesterly, northerly and easterly in the Raynham town line to the point of beginning, — shall constitute a water district and are hereby made a body corporate by the name of the North Raynham Water District, hereinafter called the district, for the purpose of supplying themselves with water for the extinguishment of fires and for domestic and other purposes, with power to establish fountains and hydrants and to relocate and discontinue the same, to regulate the use of such water and to fix and collect rates to be paid therefor, and for the purposes of assessing and raising taxes as provided herein for the payment of such services, and for defraying the necessary expenses of carrying on the business of said district, subject to all general laws now or hereafter in force relating to such districts, except as otherwise provided herein. The district shall have power to prosecute and defend all actions relating to its property and affairs.

SECTION 2. For the purposes aforesaid, the district, acting by and through its board of water commissioners hereinafter provided for, may contract with any municipality, acting through its water department, or with any water company, or with any water district, for whatever water may be required, authority to furnish the same being hereby granted, and may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by lease, purchase or otherwise, and hold, the waters, or any portion thereof, of any pond, spring or stream, or of any ground sources of supply by means of driven, artesian or other wells, within the town of Raynham and not already appropriated for the purposes of a public supply, and the water and flowage rights connected with any such water sources; and for said purposes may take as aforesaid, or acquire by purchase or otherwise, and hold, all lands, rights of way and other easements necessary for collecting, storing, holding, purifying and preserving the purity of the water and for conveying the same to any part of said district; provided, that no source of water supply or lands necessary for preserving the quality of the water shall be so taken or used without first obtaining the advice and approval of the department of public health, and that the location and arrangement of all dams, reservoirs, springs, wells, pumping, purification and filtration plants and such other works as may be necessary in carrying out the provisions of this act shall be subject to the approval of said department. The district may construct and maintain on the lands acquired

and held under this act proper dams, wells, springs, reservoirs, standpipes, tanks, pumping plants, buildings, fixtures and other structures including also the establishment and maintenance of filter beds and purification works or systems, and may make excavations, procure and operate machinery and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct pipe lines, wells and reservoirs and establish pumping works, and may construct, lay, acquire and maintain aqueducts, conduits, pipes and other works under or over any land, water courses, railroad, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same; and for the purposes of constructing, laying, maintaining, operating and repairing such aqueducts, conduits, pipes and other works, and for all proper purposes of this act, the district may dig up or raise and embank any such lands, highways or other ways in such manner as to cause the least hindrance to public travel on such ways; provided, that the manner in which all things are done upon any such way shall be subject to the direction of the selectmen of the town of Raynham. The district shall not enter upon, or construct or lay any conduit, pipe or other works within, the location of any railroad corporation except at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities. The district may enter upon any lands for the purpose of making surveys, test wells or pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 3. Any person sustaining damages in his property by any taking under this act or any other thing done under authority thereof may recover such damages from the district under said chapter seventy-nine; but the right to damages for the taking of any water, water right or water source, or for any injury thereto, shall not vest until water is actually withdrawn or diverted under authority of this act.

SECTION 4. For the purpose of paying the necessary expenses and liabilities incurred under this act, other than expenses of maintenance and operation, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, North Raynham Water District Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

SECTION 5. The district shall, at the time of authorizing said loan or loans, provide for the payment thereof in accordance with section four of this act; and, when a vote to that effect has been passed, a sum which, with the income derived from water rates, will be sufficient to pay the annual expense of operating its water works and the interest as it accrues on the bonds or notes issued as aforesaid by the district, and to make such payments on the principal as may be required under this act, shall without further vote be assessed upon the district by the assessors of said town of Raynham annually thereafter until the debt incurred by said loan or loans is extinguished.

SECTION 6. Any land taken or acquired under this act shall be managed, improved and controlled by the board of water commissioners hereinafter provided for, in such manner as they shall deem for the best interest of the district. All authority vested in said board by this section shall be subject to section nine.

SECTION 7. Whenever a tax is duly voted by the district for the purposes of this act, the clerk shall send a certified copy of the vote to the assessors of said town, who shall assess the same on property within the district in the same manner in all respects in which town taxes are required by law to be assessed; provided, that no estate shall be subject to any tax assessed on account of the system of water supply under this act if, in the judgment of the board of water commissioners hereinafter provided for, after a hearing, due notice whereof shall have been given, such estate is so situated that it will receive no aid in the extinguishment of fire from the said system of water supply, or if such estate is so situated that the buildings thereon, or the buildings that might be constructed thereon, could not be supplied with water from said system in any ordinary or reasonable manner; but all other estates in the district shall be deemed to be benefited and shall be subject to such tax. A certified list of the estates exempt from taxation under the provisions of this section shall annually be sent by said board of water commissioners to said assessors, at the same time at which the clerk shall send a certified copy of the vote as aforesaid. The assessment shall be committed to the town collector, who shall collect said tax in the manner provided by law for the collection of town taxes, and shall deposit the proceeds thereof with the district treasurer for the use and benefit of the district. The district may collect interest on overdue taxes in the manner in which interest is authorized to be collected on town taxes.

SECTION 8. Any meeting of the voters of the territory included within the boundaries set forth in section one to be held prior to the acceptance of this act, and any meeting of the voters of the district to be held prior to the qualification of a majority of the water commissioners, shall be called, on petition of ten or more legal voters therein, by a warrant from the selectmen of said town, or from a justice of the

peace, directed to one of the petitioners, requiring him to give notice of the meeting by posting copies of the warrant in two or more public places in the district seven days at least before the time of the meeting. Such justice of the peace, or one of the selectmen, shall preside at such meeting until a clerk is chosen and sworn, and the clerk shall preside until a moderator is chosen. At any meeting held hereunder prior to the acceptance of this act, after the choice of a moderator for the meeting the question of the acceptance of this act shall be submitted to the voters, and if it is accepted by a majority of the voters present and voting thereon it shall thereupon take effect, and the meeting may then proceed to act on the other articles in the warrant. After the qualification of a majority of the water commissioners, meetings of the district shall be called by warrant under their hands, unless some other method be provided by by-law or vote of the district.

SECTION 9. The district shall, after the acceptance of this act as aforesaid, elect by ballot, either at the same meeting at which this act shall have been accepted, or thereafter, at an annual meeting or at a special meeting called for the purpose, three persons, inhabitants of and voters in said district, to hold office, one until the expiration of three years, one until the expiration of two years, and one until the expiration of one year, from the day of the next succeeding annual district meeting, to constitute a board of water commissioners; and at every annual district meeting following such next succeeding annual district meeting one such commissioner shall be elected by ballot for the term of three years. The date of the next annual meeting shall be fixed by by-law or by vote of the board of water commissioners, but in no event shall it be later than fifteen months subsequent to the date on which the water commissioners were first elected. All the authority granted to said district by this act, except sections four and five, and not otherwise specifically provided for, shall be vested in said board of water commissioners, who shall be subject, however, to such instructions, rules and regulations as the district may by vote impose. At the meeting at which said water commissioners are first elected and at each annual district meeting held thereafter, the district shall elect by ballot, each for a term of one year, a clerk and a treasurer of the district. The treasurer shall not be a water commissioner, and shall give bond to the district in such an amount as may be approved by said water commissioners and with a surety company authorized to transact business in the commonwealth as surety. A majority of said water commissioners shall constitute a quorum for the transaction of business. Any vacancy occurring in said board from any cause may be filled for the remainder of the unexpired term by said district at any legal meeting called for the purpose. No money shall be drawn from the treasury of the district on account of its water works except upon a written order of said water commissioners or a majority of them.

SECTION 10. Said board of water commissioners shall fix just and equitable prices and rates for the use of water, and shall prescribe the time and manner of payment. The income of the water works shall be appropriated to defray all operating expenses, interest charges and payments on the principal as they shall accrue upon any bonds or notes issued under authority of this act. If there should be a net surplus remaining after providing for the aforesaid charges, it may be appropriated for such new construction as said water commissioners may recommend, and in case a surplus should remain after payment for such new construction the water rates shall be reduced proportionately. Said water commissioners shall annually, and as often as the district may require, render a report upon the condition of the works under their charge, and an account of their doings, including an account of receipts and expenditures.

SECTION 11. The district may adopt by-laws, prescribing by whom and how meetings of the district may be called, notified, and conducted; and, upon the application of ten or more legal voters in the district, meetings may also be called by warrant as provided in section eight. The district may also establish rules and regulations for the management of its water works, not inconsistent with this act or with any other provision of law, and may choose such other officers not provided for in this act as it may deem necessary or proper.

SECTION 12. Whoever wilfully or wantonly corrupts, pollutes or diverts any water obtained or supplied under this act, or wilfully or wantonly injures any reservoir, well, stand-pipe, aqueduct, pipe or other property owned or used by the district for any of the purposes of this act, shall forfeit and pay to the district three times the amount of damages assessed therefor, to be recovered in an action of tort, and upon conviction of any of the above wilful or wanton acts shall be punished by a fine of not more than three hundred dollars or by imprisonment for not more than one year, or both.

SECTION 13. Upon a petition in writing addressed to said board of water commissioners requesting that certain real estate, accurately described therein, located in said town and abutting on said district and not otherwise served by a public water supply be included within the limits thereof, and signed by the owners of such real estate, or a major portion of such real estate, said water commissioners shall cause a duly warned meeting of the district to be called, at which meeting the voters may vote on the question of including said real estate within the district. If a majority of the voters present and voting thereon vote in the affirmative the district clerk shall within ten days file with the town clerk of said town and with the state secretary an attested copy of said petition and vote; and thereupon said real estate shall become and be part of the district and shall be holden under this act in the same manner and to the same extent as the real estate described in section one.

SECTION 14. This act shall take full effect upon its acceptance by a majority vote of the voters of the territory included within said district by section one of this act present and voting thereon, by the use of a check list, at a district meeting called, in accordance with section eight, within four years after its passage. *Approved July 1, 1949.*

Chap.484 AN ACT RELATING TO THE EXCISE TAX ON REGISTERED MOTOR VEHICLES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 60A, new § 1A, added.

Excise tax to be levied once annually, except, etc.

Chapter 60A of the General Laws is hereby amended by inserting after section 1, as amended, the following section: —
Section 1A. No excise tax shall be assessed and levied on a motor vehicle more than once in each year unless the owner thereof has sold or transferred the same.

Approved July 1, 1949.

Chap.485 AN ACT PROVIDING FOR THE DREDGING OF THE CHANNEL COMMONLY CALLED NAUSET INLET IN THE TOWNS OF EASTHAM AND ORLEANS.

Be it enacted, etc., as follows:

SECTION 1. Subject to the conditions herein imposed, the department of public works is hereby authorized and directed to dredge the channel running from Nauset harbor to the entrance of the town cove, commonly called the Nauset inlet, the sand or other materials dredged or taken out to be so used or disposed of as to improve for shellfish industry purposes certain flats alongside said channel. No work shall be begun until the towns of Eastham and Orleans has each assumed liability in the manner provided by section twenty-nine of chapter ninety-one of the General Laws for all damages that may be incurred hereunder, nor until each of said towns has paid into the treasury of the commonwealth the sum of nine thousand dollars, which together with such sum not exceeding eighteen thousand dollars that may hereafter be appropriated therefor by the commonwealth, shall constitute a fund for the improvement herein authorized notwithstanding any other provision of law to the contrary, provided that the total cost of such improvement shall not exceed thirty-six thousand dollars; and provided, further, that if any of the last-mentioned sum remains after the completion of said improvement, one fourth of such remainder shall be repaid to each of said towns.

SECTION 2. This act shall take full effect upon its acceptance before June thirtieth of the year nineteen hundred and fifty by vote of each of said towns at meetings called for the purpose and upon the filing before said June thirtieth of a certified copy of said vote in the office of said department.

Approved July 1, 1949.

AN ACT RELATIVE TO INSURANCE POLICIES HELD BY APPLICANTS FOR OLD AGE ASSISTANCE. *Chap.486*

Be it enacted, etc., as follows:

Section 5 of chapter 118A of the General Laws, as most recently amended by chapter 460 of the acts of 1946, is hereby further amended by striking out, in lines 5, 9 and 12, the words "five hundred" and inserting in place thereof, in each instance, the words:— one thousand,— so as to read as follows:— *Section 5.* The ownership of a policy of life insurance of the type known as group insurance, for which the weekly premium does not exceed fifty cents per week, or of a policy or policies of life insurance having a total cash surrender value not in excess of one thousand dollars, shall not disqualify an applicant from receiving assistance under this chapter; provided, that if the total cash surrender value of a policy or policies of life insurance owned by him exceeds one thousand dollars and such policy or policies are assignable, the applicant shall not be disqualified if a proper assignment thereof is made to the town, in the amount by which such total cash surrender value exceeds one thousand dollars, for repayment to such town of the actual amount of assistance given under the provisions of this chapter, without interest. The words "policy of insurance", as used in this section, shall include a benefit certificate having a cash surrender value if such certificate is assignable.

G. L. (Ter. Ed.), 118A, § 5, etc., amended.

Applicants for old age assistance not to be disqualified if holding certain insurance policies.

Approved July 1, 1949.

AN ACT RELATIVE TO TIME OFF FOR CERTAIN MEMBERS OF THE STATE POLICE. *Chap.487*

Be it enacted, etc., as follows:

Section 9D of chapter 22 of the General Laws, inserted by chapter 694 of the acts of 1945, is hereby amended by striking out, in line 9, the word "fifteen" and inserting in place thereof the word:— twenty-four,— so as to read as follows:— *Section 9D.* All members of the division of state police appointed under section nine A shall be given one day off in seven and an additional night off in each week, and the commissioner, with the approval of the governor, may grant further time off to such members, in every instance without loss of compensation. Each day off shall consist of at least thirty-nine consecutive hours, and each night off shall consist of at least twenty-four consecutive hours, and they shall commence at five o'clock post meridian, or at the end of the officer's tour of duty if earlier than five o'clock post meridian. The commissioner may, in case of any public emergency, or of any unusual demand for the services of the members of the division of state police, prevent any member of the division from taking the day or the night off at the time when he is entitled thereto, or at the time assigned

G. L. (Ter. Ed.), 22, § 9D, etc., amended.

Time off for certain members of the state police.

therefor; provided, that such day or night off shall be granted to him as soon thereafter as is practicable.

Approved July 1, 1949.

Chap. 488 AN ACT PROVIDING FOR THE CERTIFICATION OF COUNTY NOTES AND FURNISHING OF THE SAME BY THE DIRECTOR OF ACCOUNTS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 35, new §§ 39A-39F, added.

Director to issue forms of notes to counties.

Chapter 35 of the General Laws is hereby amended by inserting after section 39 the six following sections: — *Section 39A.* The director shall furnish to the treasurer of every county forms for the issue of notes for money borrowed by the county. Every such note shall state the amount thereof, the date of issue, which shall be construed as the date from which interest is payable, the interest which it bears, the date when it will become due, and such other matter as the director may deem necessary; and a record of every such note shall be kept by said treasurer in such form as the director may designate. The director may place upon notes submitted to him for certification such denominations as will show the purpose for which they are issued and as may be required by law to appear thereon.

County treasurer to make, sign and forward each note to director, etc.

Section 39B. Whenever a county determines to raise money otherwise than by the issue of bonds, the treasurer thereof shall make notes for the amount of the proposed loan, and shall use one or more, in serial order, of the forms provided for in the preceding section, with the blank spaces properly filled in. County notes shall be signed by the treasurer thereof, and a majority of the county commissioners shall countersign and approve each note in the presence of the clerk of the courts, who shall certify to the fact on the face thereof and affix thereon the county seal. The treasurer of the county, after making a record of the transaction in accordance with section thirty-nine A, shall forward, with the fee required by section thirty-nine E, every such note to the director, with a copy of said record and a copy of the vote authorizing the loan, certified by the clerk of courts, and a certification by said clerk that the person whose signature appears upon the note as treasurer was the duly authorized treasurer of the county when such signature was made, and that the persons whose signatures appear upon the note as those of a majority of the county commissioners were duly qualified as such when such signatures were made; and the treasurer of such county shall furnish such other information with reference to the financial condition of the county as the director may require to enable him properly to certify the note. If upon examination the note appears to the director to have been duly issued in accordance with the vote of the county commissioners authorizing it, or in accordance with an act of the general court, and to have been signed by the duly qualified officials of the county, he

shall so certify and shall thereupon return the note by registered mail to the treasurer of such county; but, under such regulations as he may prescribe, if so authorized by the county treasurer, with the approval of the county commissioners, the director may deliver a certified note to the payee thereof. He may certify to the issue of the note on any date not earlier than three days prior to the date of issue appearing on the note, if the other conditions of this chapter have been complied with. He shall not certify a note payable on demand nor shall he certify any note unless the laws relating to county indebtedness have been complied with, or if it appears that the proceeds of the note are not to be used for the purpose specified in the vote authorizing the loan for which the note is issued.

Section 39C. County notes, when issued for a serial loan, may be made payable to "bearer", and when so issued section thirty-nine B may be construed by the director as being properly complied with in so far as it relates to the proper filling in of the space provided for the name of the purchaser of the loan, and he may certify such notes; provided, that before certification there shall be filed with him by the county treasurer the name of the purchaser of such loan.

County notes may be payable to bearer.

Section 39D. Whenever a note issued by a county is paid, the treasurer thereof shall immediately notify the director of such payment, stating the source from which such payment was made.

Treasurer to notify director of payment.

Section 39E. The director shall establish a reasonable fee for every note certified, to be turned over monthly to the commonwealth; and the state treasurer may refund the amount of any fee deposited with him by said director for the certification of any note which may be cancelled before money is obtained thereon.

Fee for certification of note.

Section 39F. The certification of county notes by the director shall be prima facie evidence of the liability of such county therefor.

Certification prima facie evidence of liability.

Approved July 1, 1949.

AN ACT ESTABLISHING IN THE TOWN OF MANSFIELD REPRESENTATIVE TOWN GOVERNMENT BY LIMITED TOWN MEETINGS.

Chap. 489

Be it enacted, etc., as follows:

SECTION 1. There is hereby established in the town of Mansfield the form of representative town government by limited town meeting hereinafter set forth.

SECTION 2. Upon the acceptance of this act there shall be created a temporary committee consisting of the selectmen and eight registered voters of the town of which two shall be from East Mansfield, two from West Mansfield, two from the South end and two from the North end, to be appointed by the moderator. Such committee shall study the provisions of this act and shall determine what, in its opinion is a practicable percentage or number of the total

registered voters to constitute a representative town meeting in the town of Mansfield and what is a practical number of districts into which the town should be divided, for the purpose of this act. Such committee shall submit its report together with recommended by-laws to a special town meeting to be called not later than the third Monday of November in the year of its acceptance for the purpose of acting on such report and proposed by-laws.

SECTION 3. Within the limits established by this act the town of Mansfield shall determine by by-laws the number of districts into which the town shall be divided and the percentage or number of the registered voters which shall constitute the representative town meeting.

SECTION 4. Upon the adoption of the by-laws required by section three the town of Mansfield shall be divided by a committee consisting of its selectmen and eight registered voters, two from East Mansfield, two from West Mansfield, two from the South end and two from the North end to be appointed by the moderator, into districts which shall be so established as to consist of compact and contiguous territory, and shall be bounded whenever possible by the center line of known streets and ways or by other well-defined limits.

These boundaries shall be reviewed, and if need be, wholly or partly revised, by such a committee in September, once in five years, or in September of any year when directed by vote of the preceding annual meeting of the town.

SECTION 5. Within ten days after any establishment or revision of districts, said committee shall file a report of its doings with the town clerk, the assessors, and the registrars of voters, with a map or maps or description of the districts and the names and residences of the registered voters therein.

Said committee shall also cause to be posted in the town hall a map or maps or description of the districts as established or revised from time to time, with the names and residences of the registered voters therein; and it shall also cause to be posted in at least one public place in each district a map or description of that district, with the names and residences of the registered voters therein. The division of the town into districts and any revision of such districts shall take effect upon the date of the filing of the report thereof by said committee with the town clerk. Whenever the districts are established or revised, the town clerk shall forthwith give written notice thereof to the state secretary, stating the number and designation of the districts.

SECTION 6. Meetings of the registered voters of the several districts for the election of town officers, and for voting upon any question to be submitted to all registered voters of the town under any provision of this act, shall be held on the same day and at the same hour and at such place or places within the town as the selectmen shall in the warrant for such meeting direct.

SECTION 7. Other than the officers designated in section eleven of this act as town meeting members at large, the

representative town meeting membership shall be controlled by the by-laws of the town established under section three, and shall not be less than two per cent nor more than five per cent of the total registered voters.

SECTION 8. Nomination of candidates for town meeting members from any district, to be elected under this act, shall be from among the registered voters of the district. Nomination papers shall bear no political designation, shall be signed by not less than ten registered voters of the district in which the candidate resides, and shall be filed with the registrar of voters and town clerk on the same days that nomination papers of other town officers must be filed. If a town meeting member is a candidate for re-election, the words "Candidate for re-election" shall be printed against his name as it appears on the ballot for the election of town officers; provided, that if a town meeting member who has been chosen by the remaining members from the district to fill a vacancy under the provisions of section nine is a candidate for election, the words "Candidate for re-election" shall not be printed against his name as it appears on the ballot. No nomination papers shall be valid in respect to any candidate whose written acceptance is not thereon or attached thereto when filed.

SECTION 9. The representative town meeting members, whose number shall have been determined as provided in this act shall be elected by ballot by the registered voters in every district at the first annual town election following the establishment or revision of such district in conformity with the laws relative to elections not inconsistent with this act. The first third, in the order of votes received, of members so elected shall serve three years, the second third in such order shall serve two years, and the remaining third in such order, shall serve one year from the first day of the annual town meeting. In case of a tie vote affecting the division into thirds, the members elected from the district shall by ballot determine the same.

Thereafter, except as is otherwise provided herein, at each annual town election the registered voters of each district shall similarly elect for the term of three years one third of the number of town meeting representatives to which such district is entitled; and shall at such election fill for the unexpired term or terms any vacancy or vacancies then existing in the number of elected town meeting members in such district. The terms of office of all town meeting representatives from every revised district shall cease upon the qualification of their successors elected at the first annual town election after revision. The town clerk shall, after election of town meeting members, forthwith notify by mail each such member of his election.

SECTION 10. In the event of any vacancy in the full number of town meeting members from any district whether arising from a failure of the registered voters thereof to elect, or from any other cause, the remaining elected members of

that district may choose from among the registered voters thereof a successor to serve until the next annual election.

The town clerk may, and upon a petition therefor, signed by not less than one third of the elected town meeting members from the district shall, call a special meeting of the remaining members from such district for the purpose of filling such vacancy or vacancies and mail notice thereof to each member from the district specifying the object and the time and place of such meeting which shall be held not less than five days after the mailing of such notice. At such meeting a majority of such members shall constitute a quorum and shall elect from their own members a chairman and a clerk. The choice to fill any vacancy shall be by ballot, and a majority of the votes cast shall be required for a choice. The chairman and clerk shall count the ballots and shall make a certificate of the choice and forthwith file the same with the town clerk, together with a written acceptance by the member or members so chosen, who shall thereupon be deemed elected and qualified as a town meeting member, subject to the right of all the town meeting members to judge of the election and qualification of the members as set forth in section fourteen.

SECTION 11. A moderator shall be elected by the registered voters of the town by ballot at each annual town election and shall serve as the moderator of all town meetings, except as otherwise provided by law, until his successor is qualified. The moderator, the chairman of the board of selectmen, the chairman of the finance committee, the chairman of the school committee, the chairman of the board of assessors, the chairman of the planning board, and the town clerk and accountant, shall be members at large of the town meeting. Nominations for moderator and his election shall be as in the case of other elective town officers and any vacancy in such office may be filled by the town meeting members at a representative town meeting held for that purpose. If a moderator is absent a moderator pro-tempore may be elected by the town meeting members.

SECTION 12. The articles in the warrant for every town meeting, so far as they relate to the election of the moderator, town officers and town meeting members, and, as herein provided to referenda, and all matters to be acted upon and determined by ballot, shall be so acted upon and determined by the registered voters of the town in their respective districts. All other articles in the warrant for any town meeting shall be acted upon and determined exclusively by town meeting members at a meeting to be held at such time and place as shall be set forth by the selectmen in the warrant for the meeting subject to the referendum provided by section fifteen.

SECTION 13. Any representative town meeting held under the provisions of this act, except as otherwise provided herein, shall be limited to the town meeting members elected under the provisions of this act.

The town clerk shall notify the town meeting members of the time and place at which the representative town meetings are to be held, the notices to be sent by mail at least seven days before the meeting. A majority of the town meeting members shall constitute a quorum for doing business; but a less number may organize temporarily and may adjourn from time to time but no town meeting shall adjourn over the date of an election of town meeting members. All town meetings shall be public, subject to such conditions as may be determined from time to time by the members of the representative town meeting. Any registered voter of the town who is not a town meeting member may speak at any representative town meeting, but shall not vote.

SECTION 14. The town meeting members, as aforesaid, shall be the judges of the election and qualifications of their members. The town meeting members as such shall receive no compensation.

A town meeting member may resign by filing a written resignation with the town clerk, and such a resignation shall take effect on the date of such filing. A town meeting member who removes from the town shall cease to be a town meeting member, and a town meeting member who removes from the district from which he was elected to another district may serve only until the next annual town meeting.

SECTION 15. No vote, except a vote to adjourn or authorizing the borrowing in anticipation of the receipt of taxes for the current year, passed at any representative town meeting shall be operative until after the expiration of five days, exclusive of Sundays and holidays, from the dissolution of the meeting.

If within said five days a petition, signed by not less than five per cent of the registered voters in the town, containing their names and addresses as they appear on the list of registered voters, is filed with the selectmen, asking that the question or questions involved in such vote be submitted to the registered voters of the town at large, then the selectmen, after the expiration of five days, shall forthwith call a special meeting for the sole purpose of presenting to the registered voters at large the question or questions so involved. The polls shall be opened at two o'clock in the afternoon and shall be closed not earlier than eight o'clock in the evening, and all votes upon any question so submitted shall be taken by ballot, and the check list used in the several district meetings in the same manner as in the election of town officers.

The questions so submitted shall be determined by a vote of the same proportion of the registered voters at large voting thereon as would have been required by law had the question or questions been finally determined at a representative town meeting, but no action of the representative town meeting shall be reversed unless at least twenty per cent of the registered voters shall so vote. Each question so submitted shall be in the form of the following question, which shall be placed upon the official ballot: — "Shall the town vote to approve

the action of the representative town meeting whereby it was voted (brief description of the substance of the vote)?" If such petition is not filed within said period of five days, the vote of the representative town meeting shall become operative and effective upon the expiration of said period.

SECTION 16. The town, after the acceptance of this act, shall have the capacity to act through and to be bound by its town meeting members, who shall, when convened from time to time as herein provided, constitute representative town meetings; and the representative town meetings shall exercise exclusively, so far as will conform to the provisions of this act, all powers vested in the municipal corporation. Action in conformity with all provisions of law now or hereafter applicable to the transaction of town affairs in town meeting, shall, when taken by any representative town meeting in accordance with the provisions of this act, have the same force and effect as if such action had been taken in a town meeting open to all registered voters of the town as organized and conducted before the establishment in said town of representative town meeting government.

SECTION 17. This act shall not abridge the right of the inhabitants of the town to hold general meetings as secured to them by the constitution of this commonwealth; nor shall this act confer upon any representative town meeting the power finally to commit the town to any measure affecting its municipal existence or substantially changing its form of government without action thereon by the registered voters of the town at large, using the ballot and the check list therefor.

SECTION 18. This act shall be submitted to the registered voters of the town of Mansfield for acceptance at its next annual town election. The vote shall be taken by ballot in accordance with the provisions of the General Laws, so far as the same shall be applicable, in answer to the question, which shall be placed upon the official ballot to be used in said town at said election: "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled 'An Act establishing in the town of Mansfield, representative town government by limited town meetings' be accepted by this town?" If a majority of the voters voting on this question shall vote in the affirmative, this act shall take effect forthwith so far as it relates to dividing the territory of the town into districts.

SECTION 19. Sections two and three shall take effect upon acceptance of this act by a majority of the voters voting thereon; and the remainder shall take effect upon the effective date of the by-laws provided by section three.

SECTION 20. If this act is rejected by the registered voters of the town of Mansfield, when first submitted to said voters under section eighteen, it may be submitted for acceptance in like manner from time to time to such voters at any annual town meeting in said town within five years thereafter.

Approved July 1, 1949.

AN ACT RELATIVE TO THE SUPERVISION BY THE COMMISSIONER OF BANKS OF THE WORKINGMEN'S LOAN ASSOCIATION, AND TO THE CORPORATE POWERS THEREOF. *Chap. 490*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is in part to make its provisions apply without delay to the corporation referred to therein, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. Chapter 108 of the acts of 1888 is hereby amended by striking out section 7 and inserting in place thereof the following:— *Section 7.* The commissioner of banks shall have access to the vaults, books and papers of the company, and it shall be his duty to inspect, examine and inquire into its affairs, and to take proceedings in regard to them in the same manner and to the same extent as if this corporation was a bank, and was subject to all the general laws which are now or hereafter may be in force relating to such institutions. Returns required to be made to the commissioner of banks shall be in the form of trial balance of its books, and shall specify the different kinds of its assets and liabilities, stating the amounts of each kind, in accordance with a blank form to be furnished by the said commissioner. Such returns shall be published in a newspaper of the city of Boston, at the expense of said corporation, at such times and in such manner as may be directed by said commissioner, and in his annual report. Any examination made or caused to be made by the commissioner hereunder shall be at the expense of the corporation, and may be made by the commissioner, by assistants designated by him, including the director of loan agencies, or by an expert chosen or approved by the commissioner and under his direction.

SECTION 2. Said chapter 108 is hereby further amended by adding at the end the following section:— *Section 8.* The corporation shall in no event maintain or operate more than one office or place of business, and said office or place of business shall be located in the city of Boston.

Approved July 5, 1949.

AN ACT TO INCREASE TO SEVEN HUNDRED AND FIFTY DOLLARS THE MINIMUM RETIREMENT ALLOWANCE PROVIDED FOR CERTAIN RETIRED PUBLIC SCHOOL TEACHERS. *Chap. 491*

Whereas, The purpose of this act is to provide for the making of certain payments prior to the expiration of ninety days after its passage and the deferred operation thereof would prevent the achievement of said purpose, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. From June first, nineteen hundred and forty-nine, members of the teachers' retirement system retired under section ten of chapter thirty-two of the General Laws, as in effect on December thirty-first, nineteen hundred and forty-five, or corresponding provisions of earlier laws, shall receive a retirement allowance at the annual rate which they would have received if, at the time of their retirement, the minimum pension under paragraphs (4), (5) and (10) of said section, or corresponding provisions of earlier laws, had been the annual amount of pension which, when added to the annual amount which would have been paid from the annuity fund if the member had chosen an annuity under paragraph (3) (a) of said section, or corresponding provisions of earlier laws, would have provided a retirement allowance of seven hundred and fifty dollars.

SECTION 2. This act shall not apply to the pensions to be used for reimbursement purposes under paragraph (c) of subdivision (2) of section twenty of chapter thirty-two of the General Laws on account of teachers retired prior to January first, nineteen hundred and forty-six.

Approved July 5, 1949.

Chap. 492 AN ACT RELATIVE TO THE RETIREMENT ALLOWANCES OF CERTAIN OFFICERS AND INSPECTORS OF THE DIVISION OF STATE POLICE IN THE DEPARTMENT OF PUBLIC SAFETY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 26, etc., amended.

Paragraph (c) of subdivision (3) of section 26 of chapter 32 of the General Laws, as appearing in section 1 of chapter 658 of the acts of 1945, is hereby amended by striking out, in line 7, the word "five-year" and inserting in place thereof the word: — two-year, — so as to read as follows: —

Amount of allowances of certain employees.

(c) Upon retirement under the provisions of this subdivision a member shall receive a retirement allowance to become effective on the date of his retirement. Payments under such allowance shall be made as provided for in sections twelve and thirteen and the normal yearly amount thereof shall be equal to one half of the average annual rate of his regular compensation during the two-year period of his creditable service immediately preceding the date his retirement allowance becomes effective.

Approved July 5, 1949.

Chap. 493 AN ACT AUTHORIZING THE COMMISSIONER OF MENTAL HEALTH TO SELL CERTAIN PROPERTY OF THE COMMONWEALTH IN THE CITY OF WORCESTER.

Be it enacted, etc., as follows:

Subject to the approval of the governor and council, the commissioner of mental health in the name and on behalf of the commonwealth is hereby authorized to sell to the H. E.

Shaw Company of Worcester at such price as he may finally determine, but not less than the assessed valuation thereof, a portion of the land situated at the northwest corner of Lake avenue and Belmont street in the city of Worcester, with a frontage not exceeding three hundred feet on Belmont street and four hundred feet on Lake avenue, said land to be used by said H. E. Shaw Company for the erection of facilities to carry on its usual business; the sale to be subject to such conditions and restrictions for the benefit of the Worcester state hospital as may seem advisable to the commissioner.

Approved July 5, 1949.

AN ACT TO INCREASE THE AMOUNT TO BE APPROPRIATED
ANNUALLY FOR CERTAIN METROPOLITAN WATER SUPPLY
CONNECTIONS. Chap. 494

Be it enacted, etc., as follows:

SECTION 1. Section 1A of chapter 543 of the acts of 1943 is hereby amended by striking out, in lines 9 and 10, the words "two hundred and fifty" and inserting in place thereof the words: — five hundred, — so as to read as follows: —

Section 1A. In order to provide funds to construct any water supply connection provided under section ten of chapter ninety-two of the General Laws, as amended by section one of this act, in anticipation of the payment therefor by the town to be connected, the state treasurer, with the approval of the governor, may borrow from time to time, on the credit of the commonwealth, such amounts as may be certified by the metropolitan district commission to be necessary to provide such temporary funds, not exceeding five hundred thousand dollars in any year, and the state treasurer may issue notes of the commonwealth therefor, bearing interest payable at such times and at such rates as shall be fixed by him with the approval of the governor. Such notes shall be issued for such terms as the governor may recommend to the general court in accordance with section three of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 2. This act shall take effect upon its passage.

Approved July 7, 1949.

AN ACT RELATIVE TO THE RETIREMENT ALLOWANCES OF
CERTAIN FORMER EMPLOYEES OF THE CITY OF TAUNTON
AND OF THEIR BENEFICIARIES. Chap. 495

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of chapter six hundred and fifteen of the acts of nineteen hundred and forty-seven to the contrary, the increases in pensions or retirement allowances, as provided in said chapter six hundred and fifteen, which were granted to former employees, or to the beneficiaries of deceased employees, of the city of Taun-

ton are hereby confirmed and made valid, and they shall have the same effect and validity as if the provisions of said chapter six hundred and fifteen had been in effect in said city at the time of the granting of said increases, and shall continue to be effective until said city accepts chapter five hundred and eighty-eight of the acts of nineteen hundred and forty-eight.

SECTION 2. This act shall take effect upon its passage.

Approved July 7, 1949.

Chap.496 AN ACT DESIGNATING THE ADMINISTRATION BUILDING AT THE GARDNER STATE HOSPITAL AS THOMPSON HALL.

Be it enacted, etc., as follows:

SECTION 1. The administration building at the Gardner state hospital shall be known and designated as Thompson Hall as a tribute to Dr. Charles E. Thompson who retired from the service of the commonwealth on January thirty-first in the current year after serving more than forty years as superintendent of said hospital. The commissioner of mental health shall cause a suitable tablet bearing said designation and commemorating said service to be placed in said building.

SECTION 2. This act shall take effect upon its passage.

Approved July 7, 1949.

Chap.497 AN ACT AUTHORIZING THE CITY OF BROCKTON TO ACQUIRE CERTAIN LAND AND TO CONVEY SAID LAND AND LAND OWNED BY SAID CITY TO THE UNITED STATES OF AMERICA FOR THE PURPOSE OF CONSTRUCTING A VETERANS' HOSPITAL IN SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The city of Brockton is hereby authorized to take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, the land, or any easement therein, in said city described as follows: —

Parcel Number One. — A certain parcel of land with the buildings thereon belonging to Frank A. Howard, Catherine H. Rock, E. Howard Rock, Warren S. Rock and Richard B. Rock, situated on the southerly side of Belmont street and the easterly side of Manley street, containing forty-three and six tenths acres and bounded: —

Northerly by Belmont street, ten hundred fifty-three feet;

Easterly by land of Home for Aged Men in Brockton by Trustees Louis and Vincenza Tarentino, and Harry I. Snow, there measuring fifteen hundred seven and six tenths feet;

Southerly, in two courses, by land of Alice Woodbridge, distances of ten hundred sixty-four and six tenths feet and two hundred eighty-nine and four tenths feet;

Westerly by land of the city of Brockton, and land of Dorinda B. Murphy, eight hundred thirty-five and five tenths feet;

Southerly by land of Dorinda B. Murphy, two hundred twenty-five and eight tenths feet; and

Westerly by Manley street, six hundred eighteen and one tenth feet.

Parcel Number Two. — A certain parcel of land, with the buildings thereon, belonging to the Home for Aged Men in Brockton by Trustees, situated on the southerly side of Belmont street containing nine and four tenths acres and bounded: —

Northerly by Belmont street, five hundred seventeen and nineteen hundredths feet;

Easterly, in two courses, by lands of Leon and Dorothy Task, Regina Randall, Samuel C. and Helen F. Porter, Grace H. Bickford, and Claude L. and Mildred E. Phelps, distances of seven hundred thirty-nine and seventy-five hundredths feet and one hundred forty-six and sixteen hundredths feet;

Southerly, in two courses, by land of Louis and Vincenza Tarentino, distances of two hundred ninety-one and fifty-five hundredths feet and two hundred thirteen feet;

Westerly by land of Frank A. Howard, Catherine H. Rock, E. Howard Rock, Warren S. Rock and Richard B. Rock, about six hundred ninety-seven and three tenths feet.

Parcel Number Three. — A certain parcel of land with the buildings thereon belonging to Dorinda B. Murphy, situated on the easterly side of Manley street, containing six tenths acres and bounded: —

Westerly by Manley street, one hundred two and thirty-five hundredths feet;

Northerly by land of Frank A. Howard et al, as described in Parcel number one, two hundred twenty-five and eight tenths feet;

Easterly by said Howard et al, one hundred eleven feet; and

Southerly by land of city of Brockton, two hundred sixty and six tenths feet.

Parcel Number Four. — A certain parcel of land, belonging to Louis and Vincenza Tarentino, situated southerly from Belmont street and westerly from Linwood street, containing six and three tenths acres and bounded: —

Northerly by lands of the Home for Aged Men in Brockton by Trustees, Claude L. and Mildred E. Phelps, and James O. and Agnes C. Emord, in two courses, distances of two hundred thirteen feet and four hundred forty-one and eight tenths feet;

Easterly by other land of this grantor and land of Livio, Jr., and Orlando DiMarzio, four hundred fifty-eight and eight tenths feet;

Southerly by land of Harry I. Snow, five hundred seventy-two feet; and

Westerly by land of Frank A. Howard et al, three hundred thirty-one and four tenths feet.

Parcel Number Five. — A certain parcel of land belonging to Harry I. Snow, situated westerly from Linwood street, containing sixteen and two tenths acres and bounded: —

Northerly by land of Louis and Vincenza Tarentino, five hundred seventy-two feet;

Easterly by other land of the grantor and lands of Anthony Aurette, and Catherine B. Bonney, two distances of nine hundred five feet and nine hundred ninety and six tenths feet;

Southerly by land of Joseph H. Sweinimer, two hundred seventy-seven and five tenths feet;

Westerly by lands of the city of Brockton and Alice M. Woodbridge, three hundred sixty-two feet;

Northerly by land of said Woodbridge, two hundred twenty-seven and seven tenths feet; and

Westerly by lands of said Woodbridge and Frank A. Howard et al, in two courses, distances of eleven hundred fifteen and four tenths feet and three hundred thirty-one and four tenths feet.

Parcel Number Seven. — A certain parcel of land belonging to Alice M. Woodbridge located northerly from West Chestnut street and easterly from Manley street, containing thirty-eight and eight tenths acres and bounded: —

Northerly by lands of city of Brockton, and Frank A. Howard et al, in two courses, distances of four hundred ninety-five feet and ten hundred sixty-four and six tenths feet;

Easterly by land of Harry I. Snow, eleven hundred fifteen and four tenths feet;

Southerly by land of said Snow, two hundred twenty-seven and seven tenths feet;

Easterly again by land of said Snow, seventy-two and six tenths feet;

Southerly again by land of the city of Brockton, fifteen hundred ninety feet;

Westerly by land of the city of Brockton, nine hundred seventy feet.

Parcel Number Eight. — A certain parcel of land belonging to Joseph H. Sweinimer, situated on the northerly side of West Chestnut street, containing ten and three tenths acres and bounded: —

Southerly by West Chestnut street, five hundred fifty and six tenths feet;

Westerly by land of the city of Brockton, ten hundred thirty-eight feet;

Northerly by land of Harry I. Snow, two hundred seventy-seven and five tenths feet;

Easterly by lands of Catherine B. Bonney and William G. and Beatrice F. Corkum, in three courses, distances of three hundred twenty-three and forty-two hundredths feet, three hundred thirty-eight and four tenths feet and three hundred fourteen and seven tenths feet; and

Southeasterly by land of the city of Brockton, one hundred fifty-six and seven tenths feet.

All distances being the same, more or less, as shown on Assessors Plans of the city of Brockton.

For a more particular description, reference may be had to a "Plan Showing Land Takings for a Veteran's Hospital Site, Brockton, Massachusetts, May six, nineteen hundred forty-nine", drawn by Harold S. Crocker, city engineer and on file in the City Engineer's Office, Brockton, Massachusetts; for the purpose of the construction of a Veterans' Hospital thereon by the Veterans' Administration.

SECTION 2. Said city is further authorized to borrow for the purpose of section one from time to time, within a period of five years from the passage of this act, sums not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, "Veterans' Hospital Land Loan, Act of 1949". Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than ten years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 3. Said city is hereby further authorized to convey the land described in section one and other land owned by said city described as follows:

Parcel Number Six. — One certain parcel of land with the buildings thereon belonging to the city of Brockton, situated on the easterly side of Manley street and the northerly side of West Chestnut street, containing ninety-one acres and bounded: —

Southerly by West Chestnut street, in two courses, distances of twelve hundred seventy-seven feet and sixteen hundred four feet;

Westerly by Manley street, twenty-nine hundred forty-three feet;

Northerly by land of Dorinda B. Murphy, two hundred sixty and six tenths feet;

Easterly by land of Frank A. Howard, Catherine H. Rock, E. Howard Rock, Warren S. Rock and Richard B. Rock, seven hundred and twenty-four and five tenths feet;

Southerly by land of Alice M. Woodbridge, two hundred five and six tenths feet;

Easterly by land of said Woodbridge, nine hundred seventy feet;

Northerly by land of said Woodbridge, fifteen hundred ninety feet;

Northeasterly by land of Harry I. Snow, two hundred ninety feet; and

Southeasterly by land of Joseph H. Sweinimer, ten hundred thirty-eight feet.

A second, small triangular, parcel of registered land

belonging to the city of Brockton, holding title under Land Court Certificate number ten thousand one hundred four, situated on the northerly side of West Chestnut street, containing three tenths acres and bounded:—

Southerly by West Chestnut street, one hundred fifty-one and four tenths feet;

Northwesterly by land of Joseph H. Sweinimer, one hundred fifty-six and seven tenths feet; and

Easterly by land of Ernest Arthur Copson, ninety-eight feet;

All distances being the same, more or less, as shown on Assessors Plans of the City of Brockton.

For a more particular description, reference may be had to a "Plan Showing Land Takings for a Veteran's Hospital Site, Brockton, Massachusetts, May six, nineteen hundred and forty-nine", drawn by Harold S. Crocker, City Engineer, and on file in the city engineer's office, Brockton, Massachusetts; to the United States of America without monetary consideration for the purpose of the construction by the Veterans' Administration of a Veterans' Hospital, under authority of Title thirty-eight, section four hundred thirty-eight J, U.S. Code.

SECTION 4. Upon the transfer of the area described in sections one and three to the United States of America, and the filing of a copy of a plan of such area by said United States, acting by its properly authorized agent, in the office of the state secretary, jurisdiction over said area shall be granted and ceded to the said United States, but upon the express condition that the commonwealth shall retain concurrent jurisdiction with said United States in and over said area, in so far that all civil processes, and such criminal processes as may issue under the authority of the commonwealth against any person or persons charged with crimes committed without said area and all processes for the collection of taxes levied under authority of the laws of the commonwealth, including the service of warrants, may be executed thereon in the same manner as though this cession had not been made; provided, that the exclusive jurisdiction over said area shall revert to and revest in the commonwealth whenever said area shall cease to be used by said United States for hospital purposes.

SECTION 5. No money shall be expended or land or easement therein be acquired or taken under authority of this act until written assurance satisfactory to the mayor and city council of the city of Brockton is received from the veterans' administration that the hospital referred to in section three will be constructed in said city on land described in this act.

SECTION 6. This act shall take effect upon its passage.

Approved July 7, 1949.

AN ACT DIRECTING THE METROPOLITAN DISTRICT COM-
MISSION TO RECONSTRUCT A CONNECTING ROAD BETWEEN
REVERE BEACH RESERVATION AND NORTH SHORE ROAD
IN THE CITY OF REVERE. Chap.498

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission, hereinafter called the commission, is hereby authorized and directed, in accordance with the provisions of chapter ninety-two of the General Laws, to reconstruct, relocate and widen Oak Island street between Revere Beach reservation and North Shore road in the city of Revere.

SECTION 2. Said commission is authorized to remove the bridge over the location formerly used by the Boston, Revere Beach, and Lynn Railroad.

SECTION 3. For the purposes of this act the commission may take in the name of the commonwealth, in fee or otherwise, under chapter seventy-nine of the General Laws, or acquire by purchase, gift or otherwise, such public and private lands in the city of Revere as may be necessary.

SECTION 4. For the purpose of this act there may be expended by the commission such sums, not exceeding in the aggregate, fifty thousand dollars, as may hereafter be appropriated therefor from the Highway Fund.

SECTION 5. This act shall take effect upon its passage.

Approved July 7, 1949.

AN ACT RELATIVE TO THE CIVIL SERVICE STATUS OF
METERED PARKING SYSTEM INSPECTORS IN THE CITY OF
BOSTON. Chap.499

Be it enacted, etc., as follows:

SECTION 1. Any permanent employee of the city of Boston now employed as a metered parking system inspector in said city on the effective date of this act shall become subject to the civil service laws and rules, and the tenure of office of such employee shall be unlimited, subject, however, to said laws, but any such employee shall be subjected by the division of civil service to a qualifying examination, and upon passing said examination shall be certified for said position and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

SECTION 2. This act shall take effect upon its passage.

Approved July 7, 1949.

AN ACT AUTHORIZING THE INTERMENT AT PUBLIC EXPENSE
OF THE BODY OF ANY HONORABLY DISCHARGED STATE
GUARDSMAN WHO DIES WITHOUT SUFFICIENT MEANS TO
DEFRAY FUNERAL EXPENSES. Chap.500

Be it enacted, etc., as follows:

Section 7 of chapter 115 of the General Laws, as most recently amended by section 3 of chapter 535 of the acts of

G. L. (Ter. Ed.), 115, § 7, etc., amended.

Certain state guardsmen to be buried at public expense.

1948, is hereby further amended by adding at the end the following sentence: — The provisions of this section shall also apply to any person who served as a state guardsman in the military service of the commonwealth between April fifth, nineteen hundred and seventeen, and December twenty-first, nineteen hundred and nineteen, or served in the state guard established during World War II, and was honorably discharged from such service and dies without sufficient means to defray funeral expenses, but shall not apply to any adult dependent or dependent child of such person.

Approved July 7, 1949.

Chap.501 AN ACT EXTENDING EMPLOYMENT SECURITY DEPENDENCY BENEFITS TO PERSONS IN PARTIAL UNEMPLOYMENT.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 151A, § 29, etc., amended.

Section 29 of chapter 151A of the General Laws is hereby amended by striking out paragraph (c), inserted by chapter 611 of the acts of 1946, and inserting in place thereof the following paragraph: —

Payment of dependency benefits to persons partially unemployed.

(c) An individual in total or partial unemployment and otherwise eligible for benefits shall be paid for each week of such unemployment, in addition to the amount payable under paragraph (a) or (b), as the case may be, the sum of two dollars for each of his dependent children under age eighteen. In no instance shall the regular unemployment benefits and the additional amount allotted for dependency be more than his weekly wage. For the purposes of this subsection his "weekly wage" shall be deemed to be an amount equal to one twenty-sixth of the total wages reported for him in the two highest quarters of his base period; provided, that if wages reported include not more than one quarter in said base period, his weekly wage shall be deemed to be one thirteenth of the total reported for such quarter. If such weekly wage includes a fractional part of a dollar it shall be raised to the next highest dollar.

Approved July 7, 1949.

Chap.502 AN ACT PROVIDING SECURITY OF TENURE FOR CERTAIN OFFICERS OF THE STATE POLICE FORCE WHO FAIL TO PASS PHYSICAL RE-EXAMINATIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 22, § 9A, etc., amended.

Section 9A of chapter 22 of the General Laws, as most recently amended by chapter 407 of the acts of 1947, is hereby further amended by adding at the end the following paragraph: —

Officer not to be discharged for failure to pass physical examination.

Notwithstanding any contrary provision of law, no officer appointed under this section shall be discharged because of his failure to pass such physical examination as is prescribed by rules and regulations made hereunder, but he shall continue to be employed as such officer with duties adapted to his physical condition.

Approved July 7, 1949.

AN ACT RELATIVE TO THE PAYMENT OF ANNUITIES TO DEPENDENTS OF OFFICIALS AND EMPLOYEES OF THE REGISTRY OF MOTOR VEHICLES HAVING POLICE POWERS. Chap.503

Be it enacted, etc., as follows:

Section 89 of chapter 32 of the General Laws, as amended, is hereby further amended by adding at the end the following paragraph: —

G. L. (Ter. Ed.), 32, § 89, etc., amended.

The words "investigator or examiner of the registry of motor vehicles", as used in this section, shall mean investigator, examiner, supervising inspector with power to hold hearings, supervisor of special services, assistant supervisor of special services, and safety instructor in the registry of motor vehicles.

Definition.

Approved July 7, 1949.

AN ACT PROVIDING FOR THE CLEARING, STRIPPING AND CLEANING OF A PORTION OF THE SHORE OF THE UPPER MYSTIC LAKE. Chap.504

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to clear, strip, and clean the northerly shore of the Upper Mystic lake from the mouth of the Aberjona river westerly to the Winchester Boat Club. For said purpose, the said commission may expend such sums, not exceeding in the aggregate five thousand dollars, as may hereafter be appropriated therefor.

Approved July 7, 1949

AN ACT TO COMPLETE CONSTRUCTION OF THE CHAIN LINK PROTECTIVE FENCE ALONG THE NEPONSET RIVER IN THE HYDE PARK DISTRICT OF THE CITY OF BOSTON. Chap.505

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to complete construction of the chain link protective fence in the Hyde Park district of the city of Boston, as follows: — from the Railroad Trestle bridge, near the junction of Cottage street and Neponset Valley parkway, on the easterly bank to the Neponset Valley parkway traffic bridge, located near the junction of Route 135 and Neponset Valley parkway a distance of approximately thirty-eight hundred feet; from the Fairmount avenue bridge in Hyde Park, on the easterly bank, to the Dana avenue bridge, eight hundred feet; from the Fairmount avenue bridge in Hyde Park, on both banks, to a point approximately five hundred feet in a northerly direction.

SECTION 2. For the purposes of carrying out the provisions of this act, the commission may expend such sums as may hereafter be appropriated.

Approved July 7, 1949.

Chap.506 AN ACT PROVIDING FOR THE IMPROVEMENT OF WARE RIVER IN THE TOWN OF PALMER.

Be it enacted, etc., as follows:

Subject to the conditions herein imposed, the department of public works is authorized and directed to protect from further erosion the southeasterly bank of the Ware river near Pattaquattic pond, so called, in the town of Palmer. In carrying out such work, said department and the town of Palmer shall have all power and authority granted by chapter five hundred and thirteen of the acts of nineteen hundred and thirty-nine and by chapter ninety-one of the General Laws; provided, that no work shall be begun until the town of Palmer has entered into an agreement with said department in accordance with the provisions of said chapter five hundred and thirteen and section twenty-nine of said chapter ninety-one, to assume liability for all damages that may be incurred hereunder nor until said town has paid into the treasury of the commonwealth the sum of five thousand dollars, which, together with such sum, not exceeding five thousand dollars, as may hereafter be appropriated by the commonwealth, shall constitute a fund for the improvement herein authorized; provided, that the total cost of such improvement shall not exceed ten thousand dollars; and, provided further, that, if any of the last mentioned sum remains after the completion of such improvement, one half of such remainder shall be paid to said town.

Approved July 7, 1949.

Chap.507 AN ACT RELATIVE TO THE DRAINING OF CERTAIN PONDS, RESERVOIRS AND OTHER BODIES OF WATER.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 131, new § 117A, added.

Draining of ponds, reservoirs, etc., prohibited.

Penalty.

Chapter 131 of the General Laws is hereby amended by inserting after section 117, as appearing in section 2 of chapter 599 of the acts of 1941, the following section:—
Section 117A. No person shall, except in case of emergency, drain any pond, reservoir or other body of water, except a body of water used for irrigation or insect control purposes, or for flowing cranberry bogs, or for public water supply, to an extent dangerous to fish life therein, unless such person, at least ten days prior to such draining, shall have notified in writing the department of his intention so to do and thereby enable the department to salvage the fish in such body of water prior to the draining thereof. Whoever violates this section shall be punished by a fine of not less than fifty nor more than one hundred dollars.

Approved July 7, 1949.

AN ACT PROVIDING FOR THE DREDGING OF MARASPIN CREEK *Chap.508*
IN THE TOWN OF BARNSTABLE AND THE CONSTRUCTION
OF A BULKHEAD THEREAT.

Be it enacted, etc., as follows:

The department of public works is hereby authorized and directed to dredge Maraspin creek in the town of Barnstable and to construct a bulkhead thereat. No work shall be begun until the town of Barnstable has paid into the state treasury the sum of twenty thousand dollars, which, together with such sum, not exceeding twenty thousand dollars, as may hereafter be appropriated by the commonwealth, shall constitute a fund for the improvements therein authorized; provided, that the total cost of such improvements shall not exceed forty thousand dollars; and provided, further, that if any of the aforesaid sum remains after the completion of such improvements one half shall be repaid to said town.

Approved July 7, 1949.

AN ACT AUTHORIZING THE METROPOLITAN DISTRICT COM- *Chap.509*
MISSION TO ACQUIRE CERTAIN PUBLIC BATHING BEACHES
AND OTHER PROPERTY IN BOSTON.

Be it enacted, etc., as follows:

The metropolitan district commission, on behalf of the commonwealth, is hereby authorized and directed to take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, as a part of the system of metropolitan parks under the control of said commission, land under the control of the city of Boston, bordering on Dorchester bay in those parts of Boston known as South Boston and Dorchester, from the government property on Pleasure bay to and including Tenean beach, including in this area beaches known as Farragut beach, City Point beach, M Street beach, Carson beach, Savin Hill beach, Tenean beach, Marine park, the Strandway district, the Marine park, Carson beach and Tenean beach bathhouses and other facilities at said locations.

Approved July 7, 1949.

AN ACT RELATIVE TO MEDICAL EXAMINERS IN SUFFOLK *Chap.510*
COUNTY.

Be it enacted, etc., as follows:

The third sentence of section 5 of chapter 38 of the General Laws, as appearing in chapter 579 of the acts of 1947, is hereby amended by striking out, in line 6, the words "eighty-five hundred" and inserting in place thereof the words:— twenty thousand, — so as to read as follows:— Each of said medical examiners may, in the name of said county, contract such bills for clerical service, postage, stationery, printing, telephone, traveling, and for such other

G. L. (Ter. Ed.), 38, § 5, etc., amended.

Certain medical examiners may incur expenses to a certain amount.

incidental expenses as may in his opinion be necessary for the proper performance of his duty, to an amount not exceeding twenty thousand dollars in any one year; and each associate may so contract bills for the said purposes to an amount not exceeding two thousand dollars in any one year; and all such bills shall be paid by said county, upon a certificate by the contracting examiner that they were necessarily incurred in the performance of his duty, and upon the approval of the auditor of the city of Boston, as provided in section nineteen, and of the mayor of said city. *Approved July 7, 1949.*

Chap. 511 AN ACT EXEMPTING PERSONS APPOINTED BY PROBATE COURTS TO RENDER CERTAIN SERVICES FROM THE LAW PROHIBITING THE PAYMENT OF COMPENSATION TO FORMER PUBLIC EMPLOYEES WHO HAVE BEEN RETIRED.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 91, etc., amended.

Certain pensioners not to be paid for services.

The first sentence of section 91 of chapter 32 of the General Laws, as most recently amended by section 2 of chapter 15 of the acts of 1948, is hereby further amended by inserting after the word "people" in line 12, the words:—, or for service rendered by an appointee under section sixteen of chapter two hundred and eight or section fifty-six A of chapter two hundred and fifteen,— so as to read as follows:— No person while receiving a pension or retirement allowance from the commonwealth or from any county, city or town, shall, after the date of his retirement be paid for any service rendered to the commonwealth or any county, city, town or district, except upon his return and restoration to active service as ordered by the appropriate retirement board after re-examination in case of retirement for disability, for jury service, or for service rendered in an emergency under section sixty-eight, sixty-nine or eighty-three, or for service in a public office to which he has thereafter been elected by direct vote of the people, or for service rendered by an appointee under section sixteen of chapter two hundred and eight or section fifty-six A of chapter two hundred and fifteen, or for service as a member of the executive council after having been chosen or appointed under the provisions of Article XXV of the Amendments to the Constitution of the commonwealth, or for service in a confidential capacity under section seven of chapter thirty in the executive department, or in the department of the state secretary, the state treasurer, the state auditor or the attorney general; provided, that there shall be deducted from the compensation for the services of any person employed in a confidential capacity as aforesaid an amount equal to the retirement allowance or pension received by him. *Approved July 7, 1949.*

AN ACT PROHIBITING OR REGULATING SMOKING IN THEATERS AND CERTAIN OTHER PLACES. *Chap.512*

Be it enacted, etc., as follows:

Section 28 of chapter 148 of the General Laws is hereby amended by striking out paragraph I, as appearing in section 12 of chapter 710 of the acts of 1945, and inserting in place thereof the following paragraph:—

I. Prohibiting or regulating smoking in theaters, public halls, special halls, factories, workshops, mercantile establishments, docks, wharves and warehouses.

G. L. (Ter. Ed.), 148, § 28, etc., amended.

Regulations as to fire protection.

Approved July 7, 1949.

AN ACT AUTHORIZING THE DEPARTMENT OF MENTAL HEALTH TO TAKE OR PURCHASE LAND IN THE TOWN OF WESTMINSTER FOR THE PURPOSE OF PROVIDING AN ADDITIONAL WATER SUPPLY FOR THE GARDNER STATE HOSPITAL. *Chap.513*

Be it enacted, etc., as follows:

SECTION 1. The department of mental health, for the purpose of acquiring an additional supply of pure water for domestic and other purposes at the Gardner state hospital, may, in the name and on behalf of the commonwealth, take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase, gift or otherwise, and hold, such lands and interests in land in the town of Westminster as are necessary for wells and the protection thereof and for a pipe line from such wells to said hospital; may install wells, erect buildings and other structures, make excavations, procure and operate machinery, construct, lay and maintain aqueducts, conduits, pipes, pole lines and other works under or over any lands, water courses, railroads, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same, and for the purpose of constructing, laying, maintaining, operating and repairing such conduits, pipes and other works, and for all other proper purposes of this act, said department may dig up or raise and embank lands, highways or other ways, in such manner as to cause the least hindrance to public travel on such ways; provided, that said department shall not enter upon, construct or lay any conduits, pipes or other works within the location of any railroad corporation, except at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities; and provided, further, that all water for domestic purposes and lands necessary for preserving the quality of such water shall be taken or acquired only with the advice and approval of the department of public health.

SECTION 2. This act shall take effect upon its passage.

Approved July 8, 1949.

*Chap.*514 AN ACT TO AUTHORIZE THE TOWN OF BOXBOROUGH TO USE THE PROCEEDS FROM THE SALE OF CERTAIN SCHOOL PROPERTIES FOR IMPROVEMENTS IN CONNECTION WITH NEW SCHOOL CONSTRUCTION.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the limitations imposed upon the use of the proceeds from the sale of real estate under the provisions of section sixty-three of chapter forty-four of the General Laws, the town of Boxborough may in the current year by vote of the town appropriate the proceeds from the sale of certain school buildings and lands no longer required for school purposes for the purpose of grading and otherwise completing new school house construction in that town in the current year.

SECTION 2. Any action by the town of Boxborough relating to the disposition of the proceeds of such sale mentioned in section one prior to the effective date of this act is hereby validated, ratified, and confirmed as though this act were in effect at the time of such action.

SECTION 3. This act shall take effect upon its passage.

Approved July 8, 1949.

*Chap.*515 AN ACT AUTHORIZING THE DEPARTMENT OF MENTAL HEALTH TO TAKE OR PURCHASE LAND IN THE TOWN OF MONSON FOR THE PURPOSE OF PROVIDING AN ADDITIONAL WATER SUPPLY FOR THE MONSON STATE HOSPITAL.

Be it enacted, etc., as follows:

SECTION 1. The department of mental health, for the purpose of acquiring an additional supply of pure water for domestic and other purposes at the Monson state hospital, may, in the name and on behalf of the commonwealth, take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase, gift or otherwise, and hold, such lands and interests in land in the town of Monson as are necessary for wells and the protection thereof and for a pipe line from such wells to said hospital; may install wells, erect buildings and other structures, make excavations, procure and operate machinery, construct, lay and maintain aqueducts, conduits, pipes, pole lines and other works under or over any lands, water courses, railroads, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same, and for the purpose of constructing, laying, maintaining, operating and repairing such conduits, pipes and other works, and for all other proper purposes of this act, said department may dig up or raise and embank lands, highways or other ways, in such manner as to cause the least hindrance to public travel on such ways; provided, that said department shall not enter upon, construct or lay any conduits, pipes or other works within the location of any railroad corporation, except

at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities; and provided, further, that all water for domestic purposes and lands necessary for preserving the quality of such water shall be taken or acquired only with the advice and approval of the department of public health.

SECTION 2. This act shall take effect upon its passage.

Approved July 8, 1949.

AN ACT AUTHORIZING THE GRANTING OF FISHING LICENSES TO CERTAIN ALIENS.

Chap.516

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make possible the granting of certain fishing licenses forthwith, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

Chapter 131 of the General Laws is hereby amended by inserting after section 8 the following section: — *Section 8A.* In addition to the fishing licenses authorized by sections seven and eight, any alien who has been a legal resident of this commonwealth for at least one year and is otherwise fully qualified under the provisions of this chapter may be issued a license to fish in the inland waters of the commonwealth. The fee for such license shall be the same as that set forth for fishing licenses in clause (2) of said section eight.

G. L. (Ter. Ed.), 131, new § 8A, added.

Fishing licenses to certain aliens.

Approved July 8, 1949.

AN ACT RELATIVE TO SOIL CONSERVATION DISTRICTS AND THE POWERS AND DUTIES OF A STATE SOIL CONSERVATION COMMITTEE.

Chap.517

Be it enacted, etc., as follows:

Section 3 of chapter 128B of the General Laws, as appearing in chapter 531 of the acts of 1945, is hereby amended by striking out subdivision 5 and inserting in place thereof the following: —

G. L. (Ter. Ed.), 128B, § 3, etc., amended.

5. To allot money appropriated by the general court for establishing and maintaining districts; and to make contributions of such money to soil conservation districts for general expense as the committee may determine necessary for the effective continuance of the soil conservation program;

Powers and duties of soil conservation committee.

Approved July 8, 1949.

AN ACT RELATIVE TO THE USE OF CERTAIN LAND BELONGING TO THE COMMONWEALTH FOR LOCAL PURPOSES.

Chap.518

Be it enacted, etc., as follows:

Section 2 of chapter 557 of the acts of 1947 is hereby amended by inserting after the word "department", in line

6, the following: — ; provided, that nothing in this act shall prevent the department from leasing portions of said land to a town within the boundaries of which they lie for park or recreational purposes in conjunction with land owned or facilities maintained for similar purposes by such town.

Approved July 8, 1949.

Chap. 519 AN ACT INCREASING THE BENEFITS PAYABLE UNDER THE WORKMEN'S COMPENSATION LAW IN THE CASE OF CERTAIN SPECIFIED INJURIES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 152, § 36, etc., amended.

Payments for specific injuries.

Chapter 152 of the General Laws is hereby amended by striking out section 36, as amended, and inserting in place thereof the following two sections: — *Section 36.* In case of the following specified injuries the sum of twenty dollars a week shall be paid, in addition to all other compensation, for the following periods: —

(a) For the loss by enucleation or otherwise, or the total loss of use of both eyes, a period of five hundred weeks.

(b) For the reduction to twenty seventieths of normal vision in both eyes, with glasses, a period of five hundred weeks.

(c) For the reduction to twenty seventieths of normal vision in one eye, with glasses, a period of two hundred weeks.

(d) For the loss by enucleation or otherwise or the total loss of use of one eye, a period of two hundred weeks.

(e) For any permanent but partial reduction in either the acuity or field of vision of either eye, such period of weeks in proportion to the period applicable in the event of total loss, total loss of use, or the reduction to twenty seventieths of normal vision of one or both eyes as the partial reduction bears to such total loss, total loss of use or reduction to twenty seventieths of normal vision.

(f) For the loss of hearing of both ears, two hundred weeks.

(g) For the loss of hearing of one ear, one hundred weeks.

(h) For bodily disfigurement the number of weeks which according to the determination of the industrial accident board is a proper and equitable compensation, not to exceed one hundred and twenty-five weeks, which sum shall be payable in addition to all other sums under this section wherever the same shall be applicable.

(i) For loss of bodily functions or sense other than hearing and sight the number of weeks which according to the determination of said board is a proper and equitable compensation, not to exceed one hundred weeks.

(j) For loss by severance of the right or major arm at the shoulder, a period of one hundred and seventy-five weeks.

(k) For loss by severance of the left or minor arm at the shoulder, a period of one hundred and fifty weeks.

(l) For loss by severance of the right or major hand at the wrist, a period of one hundred and twenty-five weeks.

(m) For loss by severance of the left or minor hand at the wrist, a period of one hundred weeks.

(n) For loss by severance of either leg at the hip, a period of one hundred and seventy-five weeks.

(o) For loss by severance of either foot at any point above the ankle joint, a period of one hundred and twenty-five weeks.

(p) For such periods in the case of an arm or a leg, that if either is amputated at or above the elbow or the knee it or they shall be treated as though at the shoulder or the hip; but if amputated below the elbow or the knee it or they shall be treated as though at the ankle or the wrist.

(q) If the member, whether leg, foot, arm or hand, is not lost by severance, but is so injured as to be permanently incapable of use, for the same number of weeks as though it were severed.

(r) If the fingers, toes or other parts of the hand or foot have been severed or permanently rendered incapable of use, such period of weeks in proportion to the period applicable in the event of total loss or total loss of use of said hand or foot as the functional loss arising out of said severed or inutile part of said hand or foot bears to the total loss or loss of use of the same.

Section 36A. In the event that an injured employee who has become entitled to compensation under section thirty-six dies before fully collecting the said compensation, the balance remaining shall become due and payable in a lump sum to his dependents or if none to his father or mother, or if none to his brothers and sisters and to the issue of any deceased brother or sister by right of representation.

Lump sum payment to dependents in case of death

Approved July 8, 1949.

AN ACT INCREASING THE PAYMENTS UNDER THE WORKMEN'S COMPENSATION ACT.

Chap. 520

Be it enacted, etc., as follows:

SECTION 1. Section 34 of chapter 152 of the General Laws, as most recently amended by chapter 665 of the acts of 1947, is hereby further amended by striking out, in line 4, the word "twenty-five" and inserting in place thereof the word: — thirty, — so as to read as follows: — *Section 34.* While the incapacity for work resulting from the injury is total, the insurer shall pay the injured employee a weekly compensation equal to two thirds of his average weekly wages, but not more than thirty dollars nor less than eighteen dollars a week unless the weekly wages of the injured employee are less than eighteen dollars, in which case said weekly compensation shall be equal to his average weekly wages, but not less than ten dollars where the number of normal working hours of the injured employee in a week are fifteen or more; provided, that the amount does not exceed ten thousand dollars.

G. L. (Ter. Ed.), 152, § 34. etc., amended.

Total incapacity.

G. L. (Ter. Ed.), 152, § 34A, etc., amended.

Total and permanent incapacity.

SECTION 2. The first paragraph of section 34A of said chapter 152, as amended by section 2 of chapter 321 of the acts of 1946, is hereby further amended by striking out, in line 6, the words "one half" and inserting in place thereof the words: — two thirds, — and by striking out, in line 7, the word "twenty-five" and inserting in place thereof the word: — thirty, — so as to read as follows: — While the incapacity for work resulting from the injury is both permanent and total the insurer shall pay to the injured employee, following payment of the maximum amount of compensation provided in sections thirty-four and thirty-five, or either of them, a weekly compensation equal to two thirds of the average weekly wages, but not more than thirty dollars nor less than eighteen dollars, during the continuance of such permanent and total incapacity. Application for payments under this section may be made by an injured employee before he has received the maximum compensation to which he is or may be entitled under the aforesaid sections.

G. L. (Ter. Ed.), 152, § 35, etc., amended.

Partial incapacity.

SECTION 3. Section 35 of said chapter 152, as most recently amended by section 3 of said chapter 321, is hereby further amended by striking out, in line 6, the word "twenty-five" and inserting in place thereof the word: — thirty, — so as to read as follows: — *Section 35.* While the incapacity for work resulting from the injury is partial, the insurer shall pay the injured employee a weekly compensation equal to the entire difference between his average weekly wage before the injury and the average weekly wage he is able to earn thereafter, but not more than thirty dollars a week; and the amount of such compensation shall not be more than ten thousand dollars.

Approved July 8, 1949.

Chap. 521 AN ACT PROVIDING THAT THE STATE RACING COMMISSION MAY GRANT LICENSES FOR ADDITIONAL DAYS OF HARNESS HORSE RACING IN CERTAIN CASES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 128A, § 4, etc., amended.

Section 4 of chapter 128A of the General Laws, as amended, is hereby further amended by striking out the second paragraph, as amended by chapter 567 of the acts of 1947, and inserting in place thereof the following: —

Commission may grant additional days of harness racing in certain cases.

If for any reason or cause, beyond the control of and through no fault or neglect of any licensee and while such licensee is not in default, it should become impossible or impracticable to conduct racing upon any day or successive days specified in a license issued by the commission, the commission at the request of the licensee may, and upon proper showing shall, request the state treasurer to refund to the licensee an amount equal to the license fees paid for days on which such licensee does not hold or conduct a racing meeting under the terms of the license issued for such purpose. Upon receipt of such request, the state treasurer shall forthwith pay such amount to such licensee. The commission,

may, upon application of any such licensee, and upon the payment of the required license fees, grant an additional license for not more than the number of days on which it was impossible or impracticable to conduct racing, which days shall not be counted in the aggregate of racing days permitted by paragraphs (f), (g) and (j) of section three. The decision of the commission as to such impossibility or impracticability shall be final.

Approved July 8, 1949.

AN ACT RELATIVE TO THE DESIGNATION OF CERTAIN EMPLOYEES OF THE REGISTRY OF MOTOR VEHICLES, TO THE DEPENDENTS OF WHOM ANNUITIES ARE PAID IN CASE SUCH EMPLOYEES ARE KILLED OR DIE FROM INJURIES RECEIVED OR HAZARDS UNDERGONE IN THE PERFORMANCE OF DUTY.

Chap. 522

Be it enacted, etc., as follows:

Section 89A of chapter 32 of the General Laws, as amended by section 1 of chapter 423 of the acts of the current year, is hereby further amended by striking out the last paragraph and inserting in place thereof the following paragraph:—

G. L. (Ter. Ed.), 32, § 89A, etc., amended.

This section shall become effective in a county when accepted by the county commissioners thereof, in a city having a Plan E charter by the affirmative vote of a majority of all the members of the city council, and, in the case of other cities by vote of the city council subject to the provisions of the charter, in a town by a majority vote at a town meeting, and in a district by its prudential committee. Any annuities being paid under the provisions of section eighty-nine, or any similar annuities being paid under the provisions of any special law, shall, from and after the acceptance of this section as aforesaid, be paid under and subject to the provisions of this section; provided, that annuities paid by the commonwealth under this section shall be so paid from and after September first, nineteen hundred and forty-eight. The provisions of this section shall apply to deaths resulting from injuries received, occurring at any time in the case of policemen and firemen and members of the department of public safety doing police duty, occurring on or after August twenty-fifth, nineteen hundred and thirty-two in the case of investigators or examiners of the registry of motor vehicles, occurring on or after September twenty-fifth, nineteen hundred and thirty-four in the case of forest wardens of cities or towns, occurring on or after January first, nineteen hundred and thirty-four in the case of inspectors of the department of labor and industries and of prison officers, occurring on or after January first, nineteen hundred and thirty-five in the case of technical employees of the department of public works or public health, or of the metropolitan district commission, included in class twenty-seven of rule four of the civil service rules, and occurring on or after July first, nineteen hundred and forty-eight in the

Annuities to dependents of certain public employees killed or dying from injuries received in performance of duty.

case of other employees, and to deaths resulting from hazards undergone, occurring at any time in the case of policemen and firemen and members of the department of public safety doing police duty, occurring on or after January first, nineteen hundred and thirty-five in the case of investigators or examiners of the registry of motor vehicles, forest wardens of cities or towns, inspectors of the department of labor and industries and prison officers, occurring on or after January first, nineteen hundred and thirty-six in the case of technical employees of the department of public works or public health, or of the metropolitan district commission, included in class twenty-seven of rule four of the civil service rules, and occurring on or after July first, nineteen hundred and forty-eight in the case of other employees, irrespective of the time of receiving the injuries or undergoing the hazards resulting in such death.

Approved July 8, 1949.

Chap.523 AN ACT AUTHORIZING THE TOWN OF DANVERS TO BORROW MONEY FOR THE CONSTRUCTION AND FURNISHING OF A NEW SCHOOL BUILDING, AND REPEALING AN ACT AUTHORIZING SAID TOWN TO BORROW MONEY FOR THE CONSTRUCTION OF A NEW MUNICIPAL BUILDING.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building, the town of Danvers may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, five hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Danvers School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. Chapter 363 of the acts of 1948 is hereby repealed.

SECTION 3. This act shall take effect upon its passage.

Approved July 11, 1949.

Chap.524 AN ACT RELATIVE TO THE TIME DURING WHICH APPLICATIONS MAY BE MADE FOR EXPENSES INCURRED FOR THE MILITARY FUNERAL OR BURIAL OF PERSONS WHO DIED IN OVERSEAS SERVICE DURING WORLD WAR II.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make possible the filing of certain applications for expenses incurred for military funerals and burial of certain persons who died while serving over-

seas during World War II, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Chapter 573 of the acts of 1946 is hereby amended by striking out section 2 and inserting in place thereof the following section:—*Section 2.* The commonwealth shall reimburse a city or town for payments made under authority of this act upon application made by the person authorized to disburse state and military aid or veterans' benefits in such city or town, on forms prepared by the commissioner of veterans' services; provided, that such application shall be made within one year from the date on which the funeral or burial is held, excepting applications for the payment of expenses incurred in connection with any such funeral or burial held during the year nineteen hundred and forty-eight, which may be made at any time prior to December thirty-first, nineteen hundred and forty-nine; and provided, further, that reimbursement by the commonwealth shall not exceed the amount approved by said commissioner. The commonwealth shall reimburse such city or town therefor when reimbursing it for payments of state and military aid or veterans' benefits.

Approved July 11, 1949.

AN ACT PROVIDING FOR THE ADJUSTMENT OF THE RETIREMENT ALLOWANCE OF HAROLD W. MCKELVEY OF WATERTOWN.

Chap. 525

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide increased benefits to a former employee of the division of insurance who was retired on account of accidental disability, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. The retirement allowance of Harold W. McKelvey of Watertown, formerly an employee of the division of insurance, and who was retired on April sixteenth, nineteen hundred and forty-five, for accidental disability, is hereby increased to include payments for two minor children who were at the time of such retirement and now are minors below the age of eighteen years, in accordance with the provisions of section seven, subdivision (2), paragraph (a), clause (iii) of chapter thirty-two of the General Laws.

SECTION 2. This act shall become effective as of April sixteenth, nineteen hundred and forty-five.

Approved July 11, 1949.

Chap.526 AN ACT VALIDATING AND CONFIRMING THE ELECTION OF OFFICERS AND OTHER PROCEEDINGS OF THE ANNUAL TOWN MEETING OF THE INHABITANTS OF THE TOWN OF TOPSFIELD IN THE CURRENT YEAR.

Be it enacted, etc., as follows:

SECTION 1. The election of officers and other proceedings at the annual town meeting of the inhabitants of the town of Topsfield held on Monday, March seventh, in the current year, if otherwise valid, are hereby validated and confirmed, notwithstanding that the warrant for such meeting stated that it would be held on Monday, March eighth, and said meeting is hereby declared to be the annual town meeting of said town for the current year.

SECTION 2. This act shall take effect upon its passage.

Approved July 11, 1949.

Chap.527 AN ACT AUTHORIZING THE TOWN OF LEXINGTON TO APPROPRIATE MONEY FOR THE CELEBRATION OF THE ONE HUNDRED AND SEVENTY-FIFTH ANNIVERSARY OF THE BATTLE OF LEXINGTON.

Be it enacted, etc., as follows:

The town of Lexington may appropriate a sum not to exceed twenty-five thousand dollars for the celebration of the one hundred and seventy-fifth anniversary of the battle of Lexington.

Approved July 11, 1949.

Chap.528 AN ACT AUTHORIZING THE TOWN OF CONCORD TO APPROPRIATE MONEY FOR THE CELEBRATION OF THE ONE HUNDRED AND SEVENTY-FIFTH ANNIVERSARY OF THE BATTLE OF CONCORD.

Be it enacted, etc., as follows:

The town of Concord may appropriate a sum not to exceed twenty-five thousand dollars for the celebration of the one hundred and seventy-fifth anniversary of the battle of Concord.

Approved July 11, 1949.

Chap.529 AN ACT RELATIVE TO THE APPOINTMENT OF INSPECTORS OF WIRES IN CITIES, TOWNS AND DISTRICTS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 166, § 32, amended.

Appointment of inspectors of wires in cities, towns and districts.

Chapter 166 of the General Laws is hereby amended by striking out section 32, as appearing in the Tercentenary Edition, and inserting in place thereof the following section:— *Section 32.* A city shall, by ordinance, designate or provide for the appointment of an inspector of wires, and a town shall provide by vote or by by-law for the appointment by its selectmen of such an inspector, or two or more cities and towns may vote to form a district, which district

shall appoint such an inspector, whose compensation shall be fixed by the district and paid for by each city and town comprising such district as the city and town members thereof shall determine, and who shall have the same powers and duties of an inspector of a city or town. Such inspector shall supervise every wire over or under streets or buildings in such city, town or district and every wire within a building designed to carry an electric light, heat or power current; shall notify the person owning or operating any such wire whenever its attachments, insulation, supports or appliances are improper or unsafe, or whenever the tags or marks thereof are insufficient or illegible; shall, at the expense of the city or town, remove every wire the use of which has been abandoned, and every wire not tagged or marked as hereinbefore required, and shall see that all laws and regulations relative to wires are strictly enforced. A city, town or district may recover in contract from the owner of any such wire so removed the expense which it has incurred for the removal thereof.

Approved July 11, 1949.

AN ACT PROVIDING FOR FILING WITH THE INSPECTOR OF BUILDINGS, IN CERTAIN INSTANCES, AN AFFIDAVIT BY A REGISTERED ENGINEER. *Chap. 530*

Be it enacted, etc., as follows:

The second paragraph of section 3K of chapter 143 of the General Laws, inserted by section 2 of chapter 438 of the acts of 1948, is hereby amended by striking out, in line 9, the words "certified by" and inserting in place thereof the words:—accompanied by an affidavit from,—so as to read as follows:—

G. L. (Ter. Ed.), 143, § 3K, etc., amended.

In cases in which the plans and specifications accompanying an application fail to comply with the provisions referred to in the first paragraph of this section, and existing regulations setting forth alternatives, as provided in section three J, do not apply, in whole or in part, to those portions of such plans and specifications as fail to comply with said provisions, an inspector of buildings shall issue a permit or a certificate if the applicant submits a statement in writing, accompanied by an affidavit from a registered engineer, that the portions of such plans and specifications which fail so to comply and to which existing regulations setting forth alternatives cannot be applied, provide adequate performance for which their use is intended, such adequate performance to be determined in conformity to accepted standards of engineering practice.

Building inspector may issue certificate under certain conditions.

Approved July 11, 1949.

Chap.531 AN ACT RELATIVE TO THE COMMENCEMENT OF ACTIONS ARISING OUT OF MOTOR VEHICLE HIT AND RUN ACCIDENTS, SO CALLED.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 260, new § 4B, added.

Commencement of actions arising out of hit and run accidents, so called.

Chapter 260 of the General Laws is hereby amended by inserting after section 4A, inserted by section 1 of chapter 333 of the acts of 1947, the following section:— *Section 4B.* Actions of tort for bodily injuries or for death or for damages to property against the owner or operator of a motor vehicle, the operator of which failed to make himself or said owner known at the time of the accident or incident out of which such actions arise may, notwithstanding any provisions of law relating to limitations of actions, be commenced within ninety days after the plaintiff learns of the identity of the defendant; provided, that written notice of the time, place and facts of said accident or incident be given by the person injured or by someone in his behalf to the police and to the registrar of motor vehicles within thirty days after such accident.

Limitation.

No action shall be brought under this section after the expiration of three years from the date on which such accident or incident occurred.

Approved July 11, 1949.

Chap.532 AN ACT PROVIDING FOR THE PAVING OF THE SLOPES OF THE ALEWIFE BROOK.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to pave and improve the slopes of the Alewife brook from a point at or near the Cambridge-Arlington boundary line to the Mystic river. For said purpose, said commission may expend such sums, not exceeding, in the aggregate, two hundred thousand dollars, as may be appropriated therefor.

Approved July 12, 1949.

Chap.533 AN ACT PROVIDING FOR THE CONSTRUCTION BY THE METROPOLITAN DISTRICT COMMISSION OF AN OUTDOOR SWIMMING POOL IN THE ALLSTON-BRIGHTON DISTRICT OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to construct and maintain an outdoor swimming pool and dressing rooms on the Charles river in the vicinity of the Allston-Brighton district of the city of Boston. For the purpose of such construction and maintenance, said commission may expend such sums as may be appropriated therefor.

Approved July 12, 1949.

AN ACT RELATING TO EXEMPTIONS FROM TAXATION GRANTED *Chap. 534*
SOLDIERS AND SAILORS AND THEIR WIVES, WIDOWS, FATHERS
OR MOTHERS.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Twenty-second, as most recently amended by chapter 206 of the acts of 1949, and inserting in place thereof the following: —

G. L. (Ter. Ed.), 59, § 5, etc., amended.

Twenty-second, Real estate of the following classes of persons who are legal residents of the commonwealth to the amount of two thousand dollars in the case of each person; provided, such real estate is occupied as a domicile by such person; and provided, further, that only two thousand dollars of the real estate of any soldier or sailor and his wife shall be exempted; and provided, further, that the real estate of the person so exempted or the combined real estate of a soldier or sailor and his wife does not exceed eight thousand dollars, exclusive of the value of the mortgage interest held by persons other than the person to be exempted in such mortgaged real estate as may be included in said whole estate or combined property; but if, said whole estate or combined property being less than two thousand dollars, the sum total thereof and of such mortgage interest exceeds two thousand dollars, the amount so exempted shall be two thousand dollars:

Exemption from taxation granted soldiers and sailors, etc.

(a) Soldiers and sailors, who served in the military or naval service of the United States in World War I or World War II and were discharged or released in any manner other than dishonorably therefrom, and, by reason of injury received or disease contracted while in such service and in the line of duty, lost the sight of both eyes, or of one eye, the sight of the other having been previously lost, or who lost one or both feet, or one or both hands. After the assessors have allowed an exemption under this paragraph, no further evidence of the receiving of the injury or disability shall be required in any subsequent year in the city or town in which the exemption has been so allowed.

(b) Soldiers and sailors who served as aforesaid and were discharged or released from such service in the manner aforesaid, and who, as a result of disabilities contracted while in such service and in the line of duty, have a disability rating of ten per cent or more as determined by the veterans' administration.

(c) Soldiers and sailors, not exempt under paragraph (a) or (b), who served as aforesaid and were discharged or released from such service in the manner aforesaid, and who, as a result of disabilities contracted while in such service and in the line of duty, have become permanently incapacitated to an extent equivalent, in the judgment of the assessors, to the disability of soldiers and sailors having a disability rating of ten per cent or more as determined by the veterans' administration.

(d) Soldiers and sailors who served in the military or naval service of the United States in the war of the rebellion, in the Spanish war, in the Philippine insurrection or in the Chinese relief expedition and were discharged or released in any manner other than dishonorably therefrom.

(e) Soldiers or sailors to whom has been awarded the decoration of the Purple Heart.

(f) Wives of soldiers or sailors entitled to exemption under any of the foregoing paragraphs and the widows of soldiers or sailors, who at the time of their death were entitled to such exemption or who lost their lives while serving in any of said wars or in said insurrection or said relief expedition.

(g) Fathers and mothers of soldiers or sailors who served as aforesaid and who lost their lives in such service; provided, that only two thousand dollars of the real estate of any such father and mother held jointly by them shall be exempted.

No real estate shall be so exempt which the assessors shall adjudge has been conveyed to a soldier or sailor or to his wife, widow, father or mother to evade taxation.

A person aggrieved by the judgment of the assessors may appeal to the county commissioners or to the appellate tax board within the time and in the manner allowed by section sixty-four or sixty-five, as the case may be.

The words "soldiers and sailors", as used in this clause, shall include those who served in the army, navy, naval reserve, marine corps, marine corps reserve, coast guard, coast guard reserve, army nurse corps or navy corps of the United States or any corps or unit of the United States established for the purpose of enabling women to serve with, or as auxiliary to, the armed forces of the United States, but shall not apply to those who have not been in active service.

SECTION 2. Said section 5 of said chapter 59 is hereby further amended by striking out clause Twenty-third, as most recently amended by chapter 647 of the acts of 1947, and inserting in place thereof the following:—

Twenty-third, Soldiers and sailors who served in the military or naval service of the United States in the war of the rebellion, in the Spanish war, in the Philippine insurrection or in the Chinese relief expedition and were discharged or released in any manner other than dishonorably therefrom, shall be assessed for, but shall be exempt at their request from the payment of, a poll tax. *Approved July 12, 1949.*

G. L. (Ter. Ed.), 59, § 5, etc., further amended.

Poll tax.

Chap. 535 AN ACT AUTHORIZING THE CITY OF PITTSFIELD TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of acquiring land and constructing and originally equipping and furnishing new school buildings, and for the purpose of constructing additions to existing school buildings and originally equipping and fur-

nishing the same, the city of Pittsfield may borrow, from time to time, over a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate one million five hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Pittsfield School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved July 13, 1949.

AN ACT RELATIVE TO THE CONTROL OF NORTH POND, MIDDLE POND AND SOUTH POND OF CONGAMOND LAKES IN THE TOWN OF SOUTHWICK. *Chap. 536*

Be it enacted, etc., as follows:

SECTION 1. The town of Southwick, through its board of selectmen, may from time to time make rules and regulations governing boating, fishing, bathing, skating and other recreational activities in or on North pond, Middle pond and South pond of Congamond Lakes in said town, and providing for the granting of permits for the operation of boats upon said waters. Such rules and regulations relative to fishing shall be subject to the approval of the division of fisheries and game of the state department of conservation, and such other rules and regulations shall be subject to the approval of the state department of public works, and, when so approved, shall have the force of law.

SECTION 2. Any police officer of said town may patrol any part of the waters of said lakes and shall have authority to arrest any person violating any law of the commonwealth in, on or adjacent to, the waters of said lakes or violating any rule or regulation established under this act.

SECTION 3. The violation of any rule or regulation established under this act shall be punished by a fine of not more than twenty dollars or, in the case of a violation of any such rule or regulation relative to boating, by the suspension or revocation of the boating permit or by a fine of not more than twenty dollars, or both.

SECTION 4. Nothing in this act shall be construed to abridge the powers and duties of said department of public works under chapter ninety-one of the General Laws.

SECTION 5. This act shall take effect upon its passage.

Approved July 13, 1949.

Chap.537 AN ACT TO PROVIDE A UNIFORM PERIOD FOR THE CONTINUATION OF NON-CONFORMING USES UNDER THE BOSTON ZONING LAW IN CERTAIN CASES.

Be it enacted, etc., as follows:

SECTION 1. The first sentence of section 9 of chapter 488 of the acts of 1924, as most recently amended by section 1 of chapter 214 of the acts of 1948, is hereby further amended by striking out, in lines 4 and 5, the words "nineteen hundred and sixty-one" and inserting in place thereof the words: — nineteen hundred and eighty-six, — so as to read as follows: — No use of a building or premises, or part thereof, which does not conform to the provisions of sections one to nine, inclusive, of this act, shall be continued after April one, nineteen hundred and eighty-six, except that in the case of the use of a building or premises or part thereof in an area which has been transferred to another district by a change in district boundaries either by action of the board of zoning adjustment or by an amendment to this act, which use conformed to the requirements of sections one to nine, inclusive, of this act immediately prior to the transfer of such area, such use may be continued for thirty-seven years after such transfer.

SECTION 2. Section one of this act shall be applicable whether the change of district boundaries was made before or after the effective date of this act.

Approved July 13, 1949.

Chap.538 AN ACT TO INCREASE THE AMOUNT TO BE RECEIVED BY MEMBERS OF COUNTY PERSONNEL BOARD AS COMPENSATION FOR ATTENDANCE ON BOARD MEETINGS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 35, § 45, amended.

Compensation of members of board.

The first paragraph of section 48 of chapter 35 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — Each member of the board shall receive as compensation the sum of twenty dollars for each day's attendance on board meetings, in addition to his salary as county commissioner, and shall be reimbursed for expenses actually incurred in the transaction of the business of the board; provided, that the total amount paid for compensation as aforesaid shall not exceed one thousand dollars annually. *Approved July 13, 1949.*

Chap.539 AN ACT RELATIVE TO THE DEPOSIT OF PLANS AND SPECIFICATIONS WITH A SUPERVISOR OF PLANS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 143, § 15, etc., amended.
Deposit of plans, etc., with supervisor

Chapter 143 of the General Laws is hereby amended by striking out section 15, as amended, and inserting in place thereof the following section: — *Section 15.* No building which is designed to be used, or in which alteration shall

be made for the purpose of using it, or continuing its use, in whole or in part, as a public building, or as a factory, workshop or mercantile or other establishment, and to have accommodations for ten or more employees, or as a hospital, sanatorium, convalescent or nursing home, grandstand, stadium, bleacher or arena, and no building more than two stories in height designed to be used above the second story, or in which alteration shall be made for the purpose of using it, or continuing its use, in whole or in part, as an office building, dormitory, hotel, family hotel, apartment house, boarding house, lodging house or tenement house, and to have eight or more rooms above said story, shall be erected, and no alteration shall be made therein, until a copy of the plans and specifications thereof has been deposited with a supervisor of plans by the person causing its erection or alteration or by the architect thereof. Such plans and specifications shall include those for heating, ventilation and sanitation, if a supervisor of plans so requires. Such building shall not be so erected or altered without sufficient egresses and other means of escape from fire, properly located and constructed. A supervisor of plans may require that stairways shall be enclosed, that they shall have suitable landings, that they shall be provided with hand rails, that egress doors and windows shall open outward and have approved hardware, that places of egress shall be properly lighted and designated, and that proper fire stops shall be provided in the floors, walls, partitions and stairways of such building. He may make such further requirements as may be necessary to prevent the spread of fire or its communication from any steam boiler or heating apparatus therein. The certificate of approval by a supervisor of plans of such plans and specifications, endorsed with the approval of the chief of inspections of the department, or a specification of requirements necessary for compliance with sections fifteen to sixty, inclusive, set forth in detail and so endorsed, shall be issued to the person causing its erection or alteration, or to the architect thereof, and a copy of the same, together with the plans, shall then be turned over to the inspector in whose district the building is to be erected or altered, who shall enforce the requirements thereof and supervise such erection or alteration. After a certificate of approval or a specification of requirement has been issued, no change shall be made in the plans or specification or in the building without the written permission of a supervisor of plans.

of plans in connection with construction of certain buildings.

Approved July 13, 1949.

AN ACT RELATIVE TO THE CARE, OPERATION AND MAINTENANCE OF REVOLVING DOORS IN CERTAIN BUILDINGS.

Chap. 540

Be it enacted, etc., as follows:

Chapter 143 of the General Laws is hereby amended by striking out section 21C, as most recently amended by section 1 of chapter 439 of the acts of 1948, and inserting in

G. L. (Ter. Ed.), 143, § 21C, etc., amended.

Care, operation, etc., of revolving doors in certain buildings.

place thereof the following section: — *Section 21C.* Revolving doors may be used in buildings subject to the provisions of sections fifteen, twenty-one or twenty-eight, but, except as provided in section twenty-one B, shall not be used as an exit or means of egress from a place of assembly; and the owner, lessee or mortgagee in possession of any such building in which a revolving door is under his control shall be responsible for its care, operation and maintenance after such door is placed in operation, and said owner, lessee or mortgagee in possession shall maintain all parts of such installation in proper working order.

Approved July 13, 1949.

Chap. 541 AN ACT MAKING CERTAIN CORRECTIVE CHANGES IN THE LAWS RELATING TO THE ERECTION, ALTERATION AND INSPECTION OF BUILDINGS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 143, § 6, etc., amended.

SECTION 1. Section 6 of chapter 143 of the General Laws, as amended by section 4 of chapter 363 of the acts of 1946, is hereby further amended by striking out, in lines 13 and 14, the words “agent or any person having an interest therein” and inserting in place thereof the words: — lessee or mortgagee in possession, — so as to read as follows: — *Section 6.* In a city or town wherein there is in force a building code, so called, established under authority of section three or corresponding provisions of earlier law or established by or under authority of any other provision of law the superintendent of public buildings or such other person as the mayor of such city or the selectmen of such town may designate shall be inspector of buildings, and, immediately upon being informed by report or otherwise that a building or other structure or anything attached to or connected therewith in that city or town is dangerous to life or limb, shall inspect the same; and if it appears to him to be dangerous he shall forthwith in writing notify the owner, lessee or mortgagee in possession to remove it or make it safe. If it appears that such structure would be specially unsafe in case of fire, it shall be deemed dangerous within the meaning hereof, and the inspector of buildings may affix in a conspicuous place upon its exterior walls a notice of its dangerous condition, which shall not be removed or defaced without authority from him.

Inspector of buildings, duties, etc.

G. L. (Ter. Ed.), 143, § 8, etc., amended.

SECTION 2. Section 8 of said chapter 143, as amended by section 1 of chapter 697 of the acts of 1945, is hereby further amended by striking out, in line 1, the words “agent or person interested in” and inserting in place thereof the words: — lessee or mortgagee in possession of, — and by striking out, in lines 17 and 18, the words “agent or interested person” and inserting in place thereof the words: — lessee or mortgagee in possession, — so as to read as follows: — *Section 8.* If an owner, lessee or mortgagee in possession of such unsafe structure refuses or neglects to comply with

Proceedings on failure to remove or repair.

the requirements of such notice within the time limited, and such structure is not made safe or taken down as therein ordered, a careful survey of the premises shall be made by a board consisting in a city of the city engineer, the head of the fire department, as such term is defined in section one of chapter one hundred and forty-eight, and one disinterested person to be appointed by the inspector of buildings, and in a town of a surveyor, the head of the fire department and one disinterested person to be appointed by the inspector of buildings. If there is no city engineer in such city or no head of the fire department in such city or town, the mayor or selectmen shall designate one or more officers or other suitable persons in place of the officers so named as members of said board. A written report of such survey shall be made, and a copy thereof served on such owner, lessee or mortgagee in possession.

SECTION 3. Section 9 of said chapter 143, as most recently amended by section 5 of chapter 156 of the acts of the current year, is hereby further amended by striking out, in line 3, as appearing in section 2 of said chapter 697 of the acts of 1945, the words "agent or person interested" and inserting in place thereof the words:— lessee or mortgagee in possession, — and by striking out, in lines 17 and 18, as so appearing, the words "or interested person" and inserting in place thereof the words:— , lessee or mortgagee in possession, — so as to read as follows:— *Section 9.* If such report declares such structure to be dangerous, and if the owner, lessee or mortgagee in possession continues such refusal or neglect, the inspector of buildings shall cause it to be made safe or taken down, and, if the public safety so requires, said inspector may at once enter the structure, the land on which it stands or the abutting land or buildings, with such assistance as he may require, and secure or remove the same, and may remove and evict, under the pertinent provisions of chapter two hundred and thirty-nine or otherwise, any tenant or occupant thereof, and may erect such protection for the public by proper fence or otherwise as may be necessary, and for this purpose may close a public highway. In the case of such demolition, the inspector of buildings shall cause such lot to be levelled to uniform grade by a proper sanitary fill. The costs and charges incurred shall constitute a lien upon the land upon which the building is located, and shall be enforced within the time and in the manner provided for the collection of taxes on land; and such owner, lessee or mortgagee in possession shall, for every day's continuance of such refusal or neglect after being so notified, forfeit to the city or town in which the structure is located not less than ten nor more than fifty dollars. During the time such order is in effect it shall be unlawful to use or occupy such structure or any portion thereof for any purpose.

G. L. (Ter. Ed.), 143, § 9, etc., amended.

Dangerous structure to be removed or made safe by inspector of buildings.

SECTION 4. Section 10 of said chapter 143, as amended by section 3 of said chapter 697 of the acts of 1945, is hereby

G. L. (Ter. Ed.), 143, § 10, etc., amended.

further amended by striking out, in line 1, the words "or interested person" and inserting in place thereof the words: —, lessee or mortgagee in possession, — so as to read as follows: — *Section 10.* An owner, lessee or mortgagee in possession aggrieved by such order may have the remedy prescribed by section two of chapter one hundred and thirty-nine; provided, that no provision of said section two shall be construed so as to hinder, delay or prevent the inspector acting and proceeding under section nine; and provided, further, that this section shall not prevent the city or town from recovering the forfeiture provided in said section nine from the date of the service of the original notice, unless the order is annulled by the jury.

Persons aggrieved may apply for jury.

G. L. (Ter. Ed.), 143, § 11, amended.

SECTION 5. Section 11 of said chapter 143, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 1, the words "or interested person" and inserting in place thereof the words: —, lessee or mortgagee in possession, — so as to read as follows: — *Section 11.* If an owner, lessee or mortgagee in possession lives out of the commonwealth, the notice required by section six may be served upon him by a notary public, whose certificate of service under his notarial seal shall be sufficient evidence thereof.

Notice to non-resident.

G. L. (Ter. Ed.), 143, § 53, amended.

SECTION 6. Section 53 of said chapter 143, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "owner", in line 1, the words: —, mortgagee in possession, — and by striking out, in line 3, the word "fifteen" and inserting in place thereof the word: — three, — so as to read as follows: — *Section 53.* Whoever, being the owner, mortgagee in possession, lessee or occupant of any building or part of a building described in section twenty-one, violates any provision of sections three to fifty-two, inclusive, for which no other penalty is specifically prescribed, shall be punished by a fine of not less than fifty nor more than five hundred dollars.

Penalty for violation.

G. L. (Ter. Ed.), 143, § 55, amended.

SECTION 7. Section 55 of said chapter 143, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "inspector", in line 2, the words: — or an inspector of buildings, both as defined in section one, — so as to read as follows: — *Section 55.* Any person aggrieved by an order, requirement or direction of an inspector or an inspector of buildings, both as defined in section one, under any of the preceding sections may, within thirty days after the service thereof, appeal to a judge of the superior court for the county where the building to which such order, requirement or direction relates is situated for an order forbidding its enforcement; and after such notice as said court shall direct to all parties interested, a hearing may be had before the court at an early and convenient time and place fixed by it; or the court may appoint three disinterested persons, skilled in the subject matter of the controversy, to examine the matter and hear the parties; and the decision of said court, or the written decision under oath of a majority

Appeal.

of said experts, filed in the office of the clerk of courts in said county within ten days after such hearing, may alter, annul or affirm such order, requirement or direction. Such decision or a certified copy thereof shall have the same authority, force and effect as the original order, requirement or direction of the inspector. If such decision annuls or alters the order, requirement or direction of the inspector, the court shall order the inspector not to enforce his order, requirement or direction, and in every case the certificate required by law shall thereupon be issued by said court or by said experts.

Approved July 13, 1949.

AN ACT PROVIDING FOR THE BEAUTIFICATION AND DEVELOPMENT OF THE MYSTIC RIVER IN THE CITY OF MEDFORD AND IN THE TOWN OF ARLINGTON.

Chap. 542

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to beautify and develop the Mystic river in the city of Medford and in the town of Arlington from the locks in Medford square to the Mystic lakes, and to clear up any pollution that may exist therein.

Approved July 13, 1949.

AN ACT RELATIVE TO PROVIDING SUITABLE OUTDOOR PUBLIC BATHING FACILITIES IN THE TOWN OF RUTLAND BY THE METROPOLITAN DISTRICT COMMISSION.

Chap. 543

Be it enacted, etc., as follows:

For the purpose of providing outdoor public bathing facilities in the town of Rutland, in addition to those provided by chapter three hundred and forty-six of the acts of nineteen hundred and thirty-four, the metropolitan district commission may expend such sums as may hereafter be appropriated therefor, and the sums so expended shall be added to the annual assessments upon the cities and towns comprising the metropolitan water district, and apportioned and collected as provided by section twenty-six of chapter ninety-two of the General Laws. Upon completion of the bathing facilities authorized by this act, said facilities shall be maintained solely by the town of Rutland.

Approved July 13, 1949.

AN ACT RELATIVE TO PROVIDING SUITABLE OUTDOOR PUBLIC BATHING FACILITIES IN THE TOWN OF HOLDEN BY THE METROPOLITAN DISTRICT COMMISSION.

Chap. 544

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to enlarge the outdoor swimming pool constructed by said commission in the town

of Holden under the provisions of chapter three hundred and forty-six of the acts of nineteen hundred and thirty-four. For said purpose, said commission may expend such sums as may hereafter be appropriated therefor, and the sums so expended shall be added to the annual assessments upon the cities and towns comprising the metropolitan water district, and apportioned and collected as provided by section twenty-six of chapter ninety-two of the General Laws.

SECTION 2. For the purpose of providing bathing facilities at Eagle Lake in said town of Holden, in addition to those provided by chapter four hundred and eight of the acts of nineteen hundred and thirty-six, said commission may expend such sums as may hereafter be appropriated therefor, and one half of the amount so expended shall be assessed upon and paid by said town. Upon completion by the metropolitan district commission of said bathing facilities and swimming pool, it shall be maintained solely by the town of Holden.

Approved July 13, 1949.

Chap.545 AN ACT RELATIVE TO THE FORM OF LICENSES ISSUED FOR SPORTING, HUNTING, FISHING AND TRAPPING.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 131, § 6, etc., amended.

Sporting, hunting, fishing and trapping licenses, form and contents.

Section 6 of chapter 131 of the General Laws, as amended by section 1 of chapter 302 of the acts of 1948, is hereby further amended by striking out, in lines 8 and 9, the words "the form prescribed upon a blank" and inserting in place thereof the words: — such form as shall be prescribed and, — so that the first sentence will read as follows: — Upon the application of any person entitled to receive a sporting, hunting, fishing or trapping license and upon payment of the fee specified therefor in this chapter and the furnishing of an affidavit by any non-resident desiring to be classified under clause (1) of section eight, the director or the clerk of any city or town shall issue to such person a sporting, hunting, fishing or trapping license, as the case may be, in such form as shall be prescribed and furnished by the division.

Approved July 13, 1949.

Chap 546 AN ACT MAKING CERTAIN CHANGES IN THE CONTRIBUTORY RETIREMENT SYSTEM.

Be it enacted, etc., as follows:

Notwithstanding any provision of chapter thirty-two of the General Laws to the contrary, any member of the general court of nineteen hundred and forty-seven or nineteen hundred and forty-eight, who ceased to be a member of the general court prior to the effective date of chapter five hundred and eighty-nine of the acts of nineteen hundred and forty-eight, and who had more than six years service therein shall, upon the payment of not more than one thousand dollars prior to December thirty-first, nineteen hundred and forty-nine, be entitled to become a member of the system

on the same terms and conditions provided in section seven of chapter six hundred and sixty of the acts of nineteen hundred and forty-seven, as amended by section three of chapter five hundred and eighty-nine of the acts of nineteen hundred and forty-eight.

Approved July 13, 1949.

AN ACT PROVIDING FOR THE PROMULGATION AND ENFORCEMENT OF REGULATIONS RELATIVE TO MEANS OF EGRESS AND FIRE PROTECTION IN THE STATE HOUSE.

Chap. 547

Be it enacted, etc., as follows:

Chapter 143 of the General Laws is hereby amended by inserting after section 2A, inserted by section 1 of chapter 582 of the acts of 1948, the following section: — *Section 2B.* The commissioner shall promulgate and from time to time may amend and transmit to the commission on administration and finance and to the state superintendent of buildings such regulations as he may deem necessary to provide proper means of egress from and fire protection and prevention in the state house. Said commission and said superintendent shall enforce said regulations.

G. L. (Ter. Ed.), 143, new § 2B, added. Commissioner may regulate means of egress for fire protection.

Approved July 13, 1949.

AN ACT RELATIVE TO AGREEMENTS FOR THE ARBITRATION AND CONCILIATION OF LABOR DISPUTES.

Chap. 548

Be it enacted, etc., as follows:

Chapter 150 of the General Laws is hereby amended by adding at the end the following section: — *Section 11.* All provisions of collective bargaining agreements relating to arbitration and conciliation before public or private arbitration and conciliation tribunals shall be valid, and if the parties to such agreements agree that the determination of the tribunal on any issue shall be final, such determination shall be deemed final and shall be enforceable by proper judicial proceedings.

G. L. (Ter. Ed.), 150, new § 11, added. Agreements for arbitration and conciliation in labor disputes.

Approved July 13, 1949.

AN ACT AUTHORIZING THE CITY OF BOSTON TO PAY CERTAIN COMPENSATION TO HAROLD J. WALKINS, A MEMBER OF ITS POLICE DEPARTMENT.

Chap. 549

Be it enacted, etc., as follows:

The city of Boston, for the purpose of discharging a moral obligation, is hereby authorized to appropriate the sum of eight thousand three hundred and seventy-one dollars and ninety-seven cents and to pay the same to Harold J. Walkins, a member of the police department of said city, for the purpose of compensating him for the loss of compensation incurred between July thirtieth, nineteen hundred and forty, the date of his suspension from the service of said city, and August nineteenth, nineteen hundred and forty-three, the date of his reinstatement in said service.

Approved July 13, 1949.

Chap.550 AN ACT AUTHORIZING THE CITY OF PITTSFIELD TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of acquiring land and constructing and originally equipping and furnishing new school buildings, and for the purpose of constructing additions to existing school buildings and originally equipping and furnishing the same, the city of Pittsfield may borrow, from time to time, over a period of five years from the passage of this act, such sums as may be necessary, not exceeding in the aggregate four million five hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Pittsfield School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall be submitted for acceptance to the registered voters of said city at the biennial municipal election to be held in said city in the current year in the form of the following question, which shall be placed upon the official ballot to be used at said election: — "Shall an act passed by the general court in the year nineteen hundred and forty-nine, entitled 'An Act authorizing the city of Pittsfield to borrow money for school purposes', be accepted?" If a majority of the votes cast on said question is in the affirmative, this act shall take full effect on the day following such election, but not otherwise.

Approved July 13, 1949.

Chap.551 AN ACT INCREASING THE AMOUNT OF MONEY THAT THE TOWN OF CHESHIRE MAY BORROW FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 53 of the acts of 1949 is hereby amended by striking out, in line 6, the word "fifty" and inserting in place thereof the words: — one hundred and twenty-five, — so as to read as follows: — *Section 1.* For the purpose of constructing an addition to the present Cheshire school and originally equipping and furnishing said addition, the town of Cheshire may borrow from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one hundred and twenty-five thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Cheshire School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years

from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved July 18, 1949.

AN ACT AUTHORIZING THE CITY OF BOSTON TO REFUND CERTAIN LICENSE FEES. Chap.552

Be it enacted, etc., as follows:

SECTION 1. The city of Boston is hereby authorized to refund to Boston Turnverein, a corporation incorporated by chapter eighteen of the acts of eighteen hundred and seventy-one, the proportionate amount of the fees paid to it for licenses issued to said corporation under section twelve of chapter one hundred and thirty-eight of the General Laws for the years nineteen hundred and forty-four and nineteen hundred and forty-five, based on the length of time during which the licensing board for the city is satisfied that no premises were open for business under authority of said licenses.

SECTION 2. This act shall take effect upon its passage.

Approved July 18, 1949.

AN ACT DESIGNATING THE TRAFFIC CIRCLE AT THE JUNCTION OF GALLIVAN BOULEVARD, OLD COLONY PARKWAY, NEPONSET AVENUE AND NEPONSET BRIDGE IN THE CITY OF BOSTON AS THE JOHN EDWARD MALONEY CIRCLE. Chap.553

Be it enacted, etc., as follows:

SECTION 1. The traffic circle at the junction of Gallivan boulevard, Old Colony parkway, Neponset avenue and Neponset bridge in the city of Boston shall be known and designated as the John Edward Maloney Circle, and a suitable tablet and marker bearing said designation shall be erected and maintained at said traffic circle by the metropolitan district commission.

SECTION 2. This act shall take effect upon its passage.

Approved July 18, 1949.

AN ACT AUTHORIZING AND DIRECTING THE METROPOLITAN DISTRICT TO ESTABLISH NEW ASSESSMENT PROCEDURES FOR METROPOLITAN PARKS DISTRICT MAINTENANCE COSTS. Chap.554

Be it enacted, etc., as follows:

SECTION 1. Chapter 92 of the General Laws is hereby amended by striking out sections 55 and 56, as amended, and inserting in place thereof the following section: — *Section 55.* The total cost of the maintenance of reservations and boulevards in the metropolitan parks district shall be appropriated

G. L. (Ter. Ed.), 92, §§ 55 and 56, etc., amended.
New assessment procedures for

metropolitan
parks district
maintenance
costs.

in one amount. Of this amount sixty per cent shall be paid from the Highway Fund, thirty-nine per cent by assessments on the said parks district and one per cent from general revenue of the commonwealth. The thirty-nine per cent charged as assessments on the various cities and towns in said parks district shall be based upon one third in proportion to their populations and the remaining two thirds in proportion to their valuations, except that the town of Cohasset shall pay only eight per cent of such proportions with the remaining ninety-two per cent to be charged against all other cities and towns in said parks district as part of their assessments.

G. L. (Ter.
Ed.), 92, § 57,
etc., amended.

Commission
to make
apportion-
ments.

SECTION 2. Section 57 of said chapter 92, as amended by section 2 of chapter 197 of the acts of 1933, is hereby further amended by striking out, in line 2, the word "three" and inserting in place thereof the word: — two, — so as to read as follows: — *Section 57.* The commission shall annually, in accordance with the provisions of the two preceding sections, determine the proportion in which each of the towns of said district shall annually pay money into the treasury of the commonwealth to meet the interest, sinking fund and serial or other bond requirements and the cost of maintenance of reservations, and shall transmit the determination of the commission to the state treasurer.

G. L. (Ter.
Ed.), 92, § 59,
amended.

Certain words
defined.

SECTION 3. Section 59 of said chapter 92, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 1, the word "five" and inserting in place thereof the word: — four, — so as to read as follows: — *Section 59.* For the purposes of the four preceding sections, the words "taxable valuations of the property of towns" shall mean taxable valuations of property last established next prior to such apportionment by the general court as a basis of apportionment for state and county taxes. The words "population of the towns" shall mean the population as determined by the latest census, state or national, next prior to such apportionment.

SECTION 4. This act shall take effect upon its passage.

Approved July 18, 1949.

Chap. 555

AN ACT GIVING THE DIRECTOR OF THE DIVISION OF EMPLOYMENT SECURITY AUTHORITY TO WAIVE THE COLLECTION OF OVERPAYMENTS IN CERTAIN CASES.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make its provisions immediately applicable to employees subject to the employment security law, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 151A,
§ 69, etc.,
amended.

Section 69 of chapter 151A of the General Laws, as appearing in section 1 of chapter 685 of the acts of 1941, is hereby amended by adding at the end the following paragraph: —

There shall be no recovery of payments from any person who, in the judgment of the director, is without fault on his part and where, in the judgment of the director, such recovery would defeat the purpose of benefits otherwise authorized or would be against equity and good conscience. No disbursing officer shall be held liable for any amount paid by him to any person where the recovery of such amount is waived under this section.

Director may waive collection of overpayments in certain cases.

Approved July 18, 1949.

AN ACT TO AUTHORIZE THE CITY OF PEABODY TO BORROW MONEY FOR SCHOOL PURPOSES. *Chap.556*

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing a school building and constructing additions to two existing school buildings and originally equipping and furnishing said building and additions, the city of Peabody may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, five hundred and ninety thousand dollars, and may issue bonds or notes of the city therefor, which shall bear on their face the words, Peabody School Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved July 18, 1949.

AN ACT PROVIDING FOR SUPERVISORS OF SPECIAL SERVICES AND ASSISTANT SUPERVISORS OF SPECIAL SERVICES IN THE REGISTRY OF MOTOR VEHICLES AND AUTHORIZING THE EXERCISE OF CERTAIN POLICE POWERS BY SUCH SUPERVISORS AND ASSISTANT SUPERVISORS. *Chap.557*

Be it enacted, etc., as follows:

Section 29 of chapter 90 of the General Laws is hereby amended by striking out the first four sentences, as appearing in chapter 508 of the acts of 1947, and inserting in place thereof the four following sentences: — The registrar shall appoint competent persons to act as investigators, examiners and safety instructors, may remove them for cause, and may define their duties. He may also appoint, and for cause remove, a deputy registrar, an assistant to the registrar, hearings officers, supervising inspectors with power to hold hearings, supervisors of special services, and assistant supervisors of special services, and may delegate to such deputy, assistant, hearings officers, supervising inspectors, supervisors and assistant supervisors the performance of any duty imposed upon the registrar by any provision of this chapter. He

G. L. (Ter. Ed.), 90, § 29, etc., amended.

Supervisors and assistant supervisors of special services, certain police powers, etc.

may establish a section for the inspection of motor vehicles used for the transportation of property with reference to all police requirements, including equipment and weight of loads. Said supervising inspectors with power to hold hearings, supervisors of special services and assistant supervisors of special services, investigators, examiners and safety instructors, with respect to the enforcement of the laws relating to motor vehicles, shall have and exercise throughout the commonwealth all the powers of constables, except the service of civil process, and of police officers, including the power to arrest any person who violates any provision of this chapter, and they may serve all processes lawfully issued by the courts, the department in the exercise of its functions under this chapter or the registrar. *Approved July 18, 1949.*

Chap.558 AN ACT RELATIVE TO THE ESTABLISHMENT OF FEES FOR THE USE OF THE STATE RIFLE RANGE.

Be it enacted, etc., as follows:

Chapter 291 of the acts of 1925 is hereby amended by striking out the second sentence and inserting in place thereof the following: — The state quartermaster shall, subject to the approval of the adjutant general, establish a system of fees for the use of said state rifle range.

Approved July 18, 1949.

Chap.559 AN ACT EXTENDING BENEFITS TO WORKERS WITH DEPENDENT CHILDREN, UNDER THE EMPLOYMENT SECURITY LAW.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 151A, § 30, etc., amended.

Total benefits to include dependency benefits.

Chapter 151A of the General Laws is hereby amended by striking out section 30, as amended by section 3 of chapter 484 of the acts of 1945, and inserting in place thereof the following section: — *Section 30.* The total benefits which an unemployed individual may receive during his benefit year shall be an amount equal to thirty per cent of his wages in the base period, or an amount equal to twenty-three times his benefit rate, whichever is the lesser, plus dependency benefits payable under section twenty-nine of this chapter. If such amount includes a fractional part of a dollar, it shall be raised to the next highest dollar.

Approved July 18, 1949.

Chap.560 AN ACT RELATIVE TO REFUNDS TO CITIES AND TOWNS BY THE TEACHERS' RETIREMENT BOARD ON ACCOUNT OF PERSONS WITH MILITARY SERVICE AND NO LONGER IN THE EMPLOY OF THE COMMONWEALTH OR ITS SUBDIVISIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 22, etc., amended.

SECTION 1. Paragraph (a) of subdivision (4) of section 22 of chapter 32 of the General Laws, as appearing in section 1 of chapter 658 of the acts of 1945, is hereby amended by adding at the end the following: —

If a city or town notifies the teachers' retirement board that all teachers referred to in section one of chapter seven hundred and eight of the acts of nineteen hundred and forty-one, as amended, have either returned to the public school service of Massachusetts, or that the period has expired during which they were permitted to return and have military assessments credited to their accounts, and that there are no other members who were formerly employed by the city or town who will be entitled to have military assessments credited to their accounts, the said board shall, during the month of January following the receipt of such notice, refund to the city or town any amount standing to its credit in the special fund for military service credit provided for in this section.

Refunds to cities and towns on account of persons in military service.

SECTION 2. Paragraph (c) of said subdivision (4) of said section 22 of said chapter 32, as so appearing, is hereby amended by inserting after the word "system" in the last line the following: — ; provided, that if the person is a member of the teachers' retirement system, the whole or portion of the said amount as the case may be which was paid by a city or town shall be returned to the city or town with accumulated interest, and the portion, if any, of the said amount which was paid by the commonwealth shall be transferred to the pension fund of said system. If a former member of said system, on whose account such an adjustment has been made, is later reinstated a member of said system, and returns in full the amount he withdrew with accumulated interest, the city or town which received the refund as provided above shall be notified, and it shall pay to the special fund for military service credit of said system the amount it received from said fund, with accumulated interest at three per cent to the date of payment to said fund, and the portion, if any, which was transferred to the pension fund of said system shall be transferred from said pension fund with three per cent accumulated interest to the said special fund for military service credit, and these amounts shall again be held for the credit of the member, to be used only for retirement purposes.

G. L. (Ter. Ed.), 32, § 22, etc., further amended.

Repayment of refund in case of reinstatement.

SECTION 3. Adjustments shall be made in accordance with the provisions of paragraph (c) of subdivision (4) of section 22 of chapter 32 of the General Laws, as amended by section two of this act, for all former members of the teachers' retirement system who had military assessments to their credit and whose accounts were refunded prior to the effective date of this act. *Approved July 18, 1949.*

Manner of adjustments.

AN ACT AUTHORIZING THE CITY OF BOSTON TO PAY CERTAIN COMPENSATION TO JOSEPH A. BUCCIGROSS, A MEMBER OF ITS POLICE DEPARTMENT.

Chap. 561

Be it enacted, etc., as follows:

The city of Boston, for the purpose of discharging a moral obligation, is hereby authorized to appropriate the sum of

six thousand seven hundred and seven dollars and eighty-six cents and to pay the same to Joseph A. Buccigross, a member of the police department of said city, for the purpose of compensating him for the loss of compensation incurred between January first, nineteen hundred and forty-three, the date of his suspension from the service of said city, and July twenty-ninth, nineteen hundred and forty-four, the date of his reinstatement in said service.

Approved July 18, 1949.

Chap.562 AN ACT RELATIVE TO THE EARNINGS OF RETIRED POLICE OFFICERS AND FIREMEN WHILE ENGAGED IN GAINFUL OCCUPATIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 86, etc., amended.

Earnings of retired police officers and firemen, regulated.

Chapter 32 of the General Laws is hereby amended by striking out section 86, as amended by section 7 of chapter 576 of the acts of 1946, and inserting in place thereof the following section: — *Section 86.* If any police officer who has been retired under section sixty-nine, or any police officer or fireman who has been retired under sections eighty to eighty-five E, inclusive, or any of them, shall be engaged in any gainful occupation from which the actual or potential earnings exceeds the difference between the pension received by him and the current annual rate of regular compensation payable by the political unit by which he was retired to persons holding the grade which was held by him on the date of his retirement, the pension shall be so reduced that the total amount of the pension and such extra earnings shall not exceed the amount of said regular compensation.

Approved July 18, 1949.

Chap.563 AN ACT RELATIVE TO THE LEASING BY CITIES AND TOWNS OF SUITABLE HEADQUARTERS FOR VETERANS' ORGANIZATIONS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 40, § 9, etc., amended.

Municipalities authorized to provide quarters for local posts of veterans.

SECTION 1. Chapter 40 of the General Laws is hereby amended by striking out section 9, as most recently amended by section 1 of chapter 343 of the acts of the current year, and inserting in place thereof the following: — *Section 9.* A city or town may, for the purpose of providing suitable headquarters for such post or posts of any veterans' organization incorporated or chartered by the congress of the United States, as have been in operation for at least three years, or for the purpose of providing suitable headquarters for a camp of the United Spanish War Veterans, lease for a period not exceeding five years buildings or parts of buildings which shall be under the direction and control of such post or posts or camp subject to regulations made in cities by the mayor with the approval of the council and in towns by vote of the town, and for said purposes a town with a valuation of less than five million dollars may annually appropriate not more than two thousand dollars; a town with a valuation of five million dollars but not more than twenty-five million dollars

may annually appropriate not more than three thousand dollars; a town with a valuation of more than twenty-five million dollars but not more than fifty million dollars may annually appropriate not more than four thousand dollars; a town with a valuation of more than fifty million dollars but not more than seventy-five million dollars may annually appropriate not more than five thousand dollars; a town with a valuation of more than seventy-five million dollars but not more than one hundred million dollars may annually appropriate not more than six thousand dollars; a town with a valuation of more than one hundred million dollars but not more than one hundred and twenty-five million dollars may annually appropriate not more than seven thousand dollars; a town with a valuation of more than one hundred and twenty-five million dollars but not more than one hundred and fifty million dollars may annually appropriate not more than eight thousand dollars; and a town with a valuation of more than one hundred and fifty million dollars may annually appropriate eight thousand dollars, and in addition three thousand dollars for each additional one hundred and fifty million dollars of valuation, or major fraction thereof. The city council of a city may, by a two thirds vote, appropriate money for armories for the use of the state militia, for the celebration of holidays, for the purpose of providing or defraying the expenses of suitable quarters for posts of the Grand Army of the Republic, including the heating and lighting of such quarters, and for other like public purposes to an amount not exceeding in any one year one fiftieth of one per cent of its valuation for such year.

SECTION 2. Section 9A of said chapter 40, as appearing in the Tercentenary Edition, is hereby repealed.

G. L. (Ter. Ed.), 40, § 9A, repealed.

Approved July 18, 1949.

AN ACT RELATIVE TO THE PRACTICE OF DENTISTRY.

Chap. 564

Be it enacted, etc., as follows:

SECTION 1. Chapter 112 of the General Laws is hereby amended by striking out section 45, as most recently amended by section 2 of chapter 415 of the acts of 1939, and inserting in place thereof the following section: — *Section 45.* Applications for registration hereunder shall be in writing upon blanks furnished by the board, which shall be signed and sworn to by the applicant, presenting proof of the requirements herein specified. Any such applicant twenty-one years or over and of good moral character who shall furnish the board with satisfactory proof that he has received a diploma from the faculty of a reputable dental college as defined in section forty-six, shall, upon payment of forty dollars, be entitled to be examined by the board. An applicant failing in his examination shall be entitled to two re-examinations within three years, for which he shall pay ten dollars for each one taken. Thereafter, upon filing a new application for registration and paying a fee of forty dollars, he shall be

G. L. (Ter. Ed.), 112, § 45, etc., amended.

Application for registration to practice dentistry.

entitled to like re-examinations. If found competent, the applicant shall be registered by the board and shall receive a certificate of registration signed by the members of the board or a majority of them, which shall be prima facie evidence of the right of the holder to practice dentistry. In proof of this right the certificate or a duplicate shall be kept in his office in plain view of his patients, and, on application, shall be shown to any member or agent of the board.

The board shall examine an applicant who is an alien only if he presents to it a certificate from the court in which he shall have filed his declaration of intention to become a citizen of the United States, or from the Immigration and Naturalization Service of the United States, showing that he has declared his intention to become such a citizen, or a copy of such declaration of intention, certified by the clerk of such court. In case the applicant is subsequently registered, unless he shall present to the board, within five years following the filing of the certificate or certified copy hereinbefore referred to, his completed naturalization papers showing that he is a citizen of the United States his certificate of registration shall be revoked and his registration cancelled. The foregoing provisions of this paragraph shall not apply to limited registration under section forty-five A.

G. L. (Ter.
Ed.), 112,
§ 45A,
amended.

SECTION 2. Section 45A of said chapter 112, as appearing in the Tercenary Edition, is hereby amended by striking out, in line 7, the word "five" and inserting in place thereof the word: — ten.

G. L. (Ter.
Ed.), 112,
§ 53, amended.

SECTION 3. Section 53 of said chapter 112, as so appearing, is hereby amended by striking out, in line 3, the word "immediate".

Approved July 18, 1949.

Chap. 565 AN ACT PLACING THE OFFICE OF DIRECTOR OF THE DIVISION OF SMOKE INSPECTION IN THE DEPARTMENT OF PUBLIC UTILITIES UNDER THE CIVIL SERVICE LAWS AND THE RULES AND REGULATIONS THEREUNDER.

Be it enacted, etc., as follows:

On and after the effective date of this act, the office of director of the division of smoke inspection in the department of public utilities shall become subject to the civil service laws and the rules and regulations thereunder, and the term of office of the incumbent thereof shall be unlimited, subject to said laws. The person holding said office on said effective date shall be subjected to a non-competitive qualifying examination by the division of civil service and if he passes such examination shall be deemed to be permanently appointed thereto, without being required to serve any probationary period.

Approved July 18, 1949.

AN ACT EFFECTING CERTAIN CHANGES IN THE LAWS RELATING TO MARINE FISH AND FISHERIES. *Chap. 566*

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 130 of the General Laws is hereby amended by striking out the second paragraph, as appearing in section 1 of chapter 598 of the acts of 1941, and inserting in place thereof the following paragraph: —

G. L. (Ter. Ed.), 130, § 2, etc., amended.

The director may suspend any license, permit or certificate, issued under any provision of law relating to marine fish or fisheries, or issued under any rule or regulation made under authority thereof, for such period of time and for any cause which he deems sufficient, and may order such license, permit or certificate, to be delivered to him, and without limiting the director's authority to suspend, every such license, permit or certificate, so issued, held by any person found guilty of, or convicted of, or penalized in any manner for a violation of the provisions of sections thirteen, thirty-one, thirty-four, thirty-five, forty-one, forty-three, forty-four, sixty-nine, seventy, or seventy-five of this chapter, even though the case is filed, shall be void and shall immediately be surrendered to any officer authorized to enforce the laws relating to marine fish and fisheries. No person whose license, permit or certificate has become void shall be given a new license, permit or certificate of any kind, under authority of any provision of law relating to marine fish or fisheries, during the period of one year from the date of his being found guilty or penalized as aforesaid, and any such license, permit or certificate, so issued shall also be void and shall be surrendered on demand of any officer authorized to enforce the laws relating to marine fish or fisheries. No fee received for a license, permit or certificate suspended or made void under this section shall be refunded.

Suspension, revocation, etc., of license or permit relating to marine fish or fisheries.

SECTION 2. Section 13 of said chapter 130, as so appearing, is hereby amended by striking out the third paragraph and inserting in place thereof the following paragraph: —

G. L. (Ter. Ed.), 130, § 13, etc., amended.

Whoever violates any provision of this section shall be punished by a fine of not less than one hundred nor more than two hundred dollars.

Penalty.

SECTION 3. Section 43 of said chapter 130 is hereby amended by striking out the second and third sentences, as so appearing, and inserting in place thereof the following: — Before any such egg-bearing lobster is so disposed of by liberating, it shall be marked by the director or his authorized agent by punching a single V notch in either of the flippers next to the middle flipper of its tail. Any person having possession of any lobster so marked, or marked according to any law heretofore in effect or of any lobster mutilated in such manner as to hide or obliterate such mark, shall be punished by a fine of not less than fifty nor more than two hundred dollars or by imprisonment for not more than thirty days, or both; but any person catching any lobster so marked

G. L. (Ter. Ed.), 130, § 43, etc., amended.

Possession of certain marked lobsters, prohibited.

or mutilated and immediately returning the same to the waters from which taken shall not be deemed to have violated the foregoing provisions of this section.

Approved July 18, 1949.

Chap.567 AN ACT RELATIVE TO THE PAYMENT OF CERTAIN CLAIMS AGAINST STATE OFFICERS AND EMPLOYEES WHICH HAVE BEEN SETTLED BY THE ATTORNEY GENERAL.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 12, § 3C, etc., amended.

Section 3C of chapter 12 of the General Laws, inserted by chapter 337 of the acts of 1947, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:—

Payment of certain claims settled by the attorney general, regulated.

If a release approved by the attorney general, given on a final settlement of such a claim, is presented to the state comptroller, together with a certificate of the attorney general certifying that said release was given in accordance with the provisions of this section, there shall be paid from the state treasury in accordance with section eighteen of chapter twenty-nine, from such appropriation as may be made therefor the amount of the consideration stated in such release.

Approved July 18, 1949.

Chap.568 AN ACT AUTHORIZING AND DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO ACQUIRE, RESTORE AND MAINTAIN THE ROLLING DAM ON THE CHARLES RIVER AT BEMIS STREET IN THE CITY OF NEWTON AND THE TOWN OF WATERTOWN.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to acquire, restore and maintain, with a permanent fish ladder, and such flood gates as may be advisable, the rolling dam on the Charles river at Bemis street in the city of Newton and the town of Watertown, together with all adjacent land between the banks of the Charles river, and all flowage rights thereto, with a passageway not exceeding ten feet in width on the Watertown bank of the Charles river to be maintained as a walkway for the portage of boats.

SECTION 2. For the purposes of this act, the metropolitan district commission is hereby authorized to expend such sums as may be appropriated therefor.

Approved July 18, 1949.

Chap.569 AN ACT TO AUTHORIZE THE TOWN OF CLARKSBURG TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building in the town of Clarksburg, said town may borrow, from time to time

within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, one hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Clarksburg School Building Loan, Act of 1949. Each authorized loan shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved July 19, 1949.

AN ACT TRANSFERRING FROM THE DEPARTMENT OF PUBLIC WORKS TO THE REGISTRAR OF MOTOR VEHICLES THE DUTY OF PRESCRIBING THE FORM USED IN CERTAIN CANCELLATIONS OF COMPULSORY LIABILITY INSURANCE POLICIES.

Chap. 570

Be it enacted, etc., as follows:

Section 113A of chapter 175 of the General Laws, as most recently amended by chapter 272 of the acts of 1936, is hereby further amended by striking out provision (2), as appearing in section 1 of chapter 145 of the acts of 1933, and inserting in place thereof the following provision: —

G. L. (Ter. Ed.), 175, § 113A, etc., amended.

(2) That, except as otherwise provided in provision (2) A and in section one hundred and thirteen D, no cancellation of the policy, whether by the company or by the insured, shall be valid unless written notice thereof is given by the party proposing cancellation to the other party and to the registrar of motor vehicles in such form as he may prescribe, at least fifteen days in each case prior to the intended effective date thereof, which date shall be expressed in said notice, and that notice of cancellation sent by the company to the insured, by registered mail, postage prepaid, with a return receipt of the addressee requested, addressed to him at his residence or business address stated in the policy shall be a sufficient notice and that an affidavit of any officer, agent or employee of the company, duly authorized for the purpose, that he has so sent such notice addressed as aforesaid shall be prima facie evidence of the sending thereof as aforesaid; together with a provision that, in the event of a cancellation by the insured, he shall, if he has paid the premium on the policy to the company or to its agent who issued the policy, or to the duly licensed insurance broker, if any, by whom the policy was negotiated, be entitled to receive a return premium after deducting the customary monthly short rates for the time the policy shall have been in force, or in the event of cancellation by the company, the insured shall, if he has paid the premium as aforesaid, be entitled to receive a return premium calculated on a pro rata basis; provided, that if the insured after the sending of a notice of cancella-

Compulsory motor vehicle liability policies, contents.

Cancellation.

tion by the company, which is also duly filed with the registrar of motor vehicles, or after giving such a notice to the company and the said registrar, files a new certificate under section thirty-four H of chapter ninety prior to the intended effective date of such cancellation, the filing of said certificate shall operate to terminate the policy on the date of said filing, and the return premium, if any, payable to the insured shall be computed as of the date of said filing, instead of the intended effective date of cancellation expressed in the notice thereof; and, provided further, that if the final effective date of a cancellation by the company is fixed by an order of the board of appeal on motor vehicle liability policies and bonds or of the superior court, or a justice thereof, as provided in section one hundred and thirteen D, the return premium, if any, payable to the insured shall be computed as of such final effective date.

Approved July 19, 1949.

Chap. 571 AN ACT TRANSFERRING FROM THE DEPARTMENT OF PUBLIC WORKS TO THE REGISTRAR OF MOTOR VEHICLES CERTAIN DUTIES AND POWERS WITH RESPECT TO COMPULSORY MOTOR VEHICLE LIABILITY INSURANCE.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 90, § 34A, etc., amended.

SECTION 1. Section 34A of chapter 90 of the General Laws, as most recently amended by section 1 of chapter 384 of the acts of 1945, is hereby further amended by striking out the last clause of the paragraph defining the word "Certificate" and inserting in place thereof the following clause:— or the certificate of the state treasurer stating that cash or securities have been deposited with said treasurer as provided in section thirty-four D.

Word "Certificate" further defined.

G. L. (Ter. Ed.), 90, § 34B, etc., amended.

SECTION 2. Section 34B of said chapter 90, as most recently amended by chapter 302 of the acts of 1935, is hereby further amended by striking out the fifth paragraph, as appearing in the Tercentenary Edition, and inserting in place thereof the following paragraph:—

Form of certificate.

The certificate which the state treasurer shall issue upon receipt of cash or securities under section thirty-four D or thirty-four F shall be in such form and shall contain such information as the registrar may prescribe.

G. L. (Ter. Ed.), 90, § 34C, etc., amended.

SECTION 3. Section 34C of said chapter 90, as amended by section 13 of chapter 180 of the acts of 1932, is hereby further amended by inserting after the word "dealer", in line 3, the words:— or repairman.

G. L. (Ter. Ed.), 90, § 34D, etc., amended.

SECTION 4. Said chapter 90 is hereby further amended by striking out section 34D, as amended by section 3 of chapter 459 of the acts of 1935, and inserting in place thereof the following section:— *Section 34D.* The applicant for registration may, in lieu of procuring a motor vehicle liability bond or policy, deposit with the state treasurer cash in the amount of five thousand dollars or bonds, stocks or other evidences of indebtedness satisfactory to said treasurer of a

Deposit of cash, etc., in lieu of bond, etc.

market value of not less than five thousand dollars as security for the payment by such applicant or by any person responsible for the operation of such applicant's motor vehicle with his express or implied consent of all judgments rendered against such applicant or against such person in actions to recover damages for bodily injuries, including death at any time resulting therefrom, and judgments rendered as aforesaid for consequential damages consisting of expenses incurred by a husband, wife, parent or guardian for medical, nursing, hospital or surgical services in connection with or on account of such bodily injuries or death, sustained during the term of registration by any person, other than a guest occupant of such motor vehicle or any employee of the owner or registrant of such motor vehicle or of such other person responsible as aforesaid who is entitled to payments or benefits under the provisions of chapter one hundred and fifty-two, and arising out of the ownership, operation, maintenance, control or use upon the ways of the commonwealth of such motor vehicle, to the amount or limit of at least five thousand dollars on account of any such judgment. The depositor shall be entitled to the interest accruing on his deposit and to the income payable on the securities deposited and may from time to time with the consent of the state treasurer change such securities. Upon presentation to the state treasurer by an officer qualified to serve civil process of an execution issued on any such judgment against the registrant or other person responsible as aforesaid, said treasurer shall pay, out of the cash deposited by the registrant as herein provided, the amount of the execution, including costs and interest, up to but not in excess of five thousand dollars. If the registrant has deposited bonds, stocks or other evidences of indebtedness, the state treasurer shall, on presentation of an execution as aforesaid, cause the said securities or such part thereof as may be necessary to satisfy the judgment to be sold at public auction, giving the registrant three days' notice in writing of the time and place of said sale, and from the proceeds of said sale the state treasurer shall, after paying the expenses thereof, satisfy the execution as hereinbefore provided when a cash deposit has been made. Any payment upon an execution by the state treasurer in accordance with the provisions of this section shall discharge him from all official and personal liability whatever to the registrant to the extent of such payment. The state treasurer shall, whenever the amount of such deposit from any cause falls below the amount required by this section, require, at the option of the registrant, the deposit of additional cash or securities up to the amount required by this section or a motor vehicle liability bond or policy as provided in this chapter. Money or securities deposited with the state treasurer under the provisions of this section shall not be subject to attachment or execution except as provided in this section. The state treasurer shall deposit any cash received under the provisions of this section

in a savings bank or the savings department of a trust company or of a national bank within the commonwealth.

G. L. (Ter.
Ed.), 90,
§ 34E,
amended.

Receipt for
and retention
of cash, etc.,
so deposited.

SECTION 5. Said chapter 90 is hereby further amended by striking out section 34E, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: — *Section 34E.* The state treasurer shall give to the applicant for registration a receipt on a form prescribed by said treasurer of the amount of cash or securities deposited by him with said treasurer under section thirty-four D or thirty-four F. The state treasurer shall retain such cash or securities deposited as aforesaid and shall not deliver the same or the balance thereof to the registrant or his order until the expiration of the time within which actions, the payment of judgments in which are secured by such deposit, may be brought against the registrant or the person responsible for the operation of the registrant's motor vehicle with his express or implied consent, nor in any case if a written notice is filed with the state treasurer stating that such an action has been brought against the registrant or other person responsible as aforesaid, until payment is made as provided in section thirty-four D or satisfactory evidence is presented to said treasurer that such action is finally disposed of.

G. L. (Ter.
Ed.), 90,
§ 34F,
amended.

Notice to
registrar, etc.,
upon service
of writ.

SECTION 6. Said chapter 90 is hereby further amended by striking out section 34F, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: — *Section 34F.* The registrant of a motor vehicle who deposits cash or securities as provided in this section or in section thirty-four D or the person responsible for the operation of the registrant's motor vehicle with his express or implied consent shall immediately upon the service of any writ or summons in any action the payment of the judgment in which is secured by such deposit, give written notice to the registrar and the state treasurer of the bringing of such action in such form as the registrar may prescribe, and thereupon the registrar may require the giving of a motor vehicle liability bond or policy or may require the deposit of further cash or securities as additional security for the payment of judgments in any other such actions. Whoever fails to give the notice required by this section shall be punished by a fine of not less than one hundred nor more than one thousand dollars or by imprisonment for not more than one year or both.

The state treasurer shall forthwith give written notice to the registrar of the failure of a registrant to maintain a deposit as required by this section and section thirty-four D.

G. L. (Ter.
Ed.), 90,
§ 34I,
amended.

Registrar to
keep records
and books.

SECTION 7. Said chapter 90 is hereby further amended by striking out section 34I, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: — *Section 34I.* The registrar shall keep such records and books and publish and distribute such forms and information as will facilitate the operation of the provisions of the eight preceding sections, and shall, upon the request of any

person, furnish the name of the insurance or surety company issuing the policy or executing as surety the bond covering any particular motor vehicle or of any particular person appearing on his records as registrant of the same.

Approved July 19, 1949.

AN ACT AMENDING AND REVISING THE ACTS CREATING THE METROPOLITAN TRANSIT AUTHORITY AND THE BOSTON METROPOLITAN DISTRICT. Chap. 572

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 544 of the acts of 1947 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The chairman of the board of trustees established by section two shall receive an annual salary of seventy-five hundred dollars, and the other trustees shall each receive an annual salary of six thousand dollars.

SECTION 2. Said chapter 544 is hereby further amended by inserting after section 7 the following new section: — *Section 7A.* As used in this section, the words “bonds of the district” shall be construed to mean: — all unmatured bonds of the district outstanding on August third, nineteen hundred and forty-nine, except bonds issued under sections eight A and twenty-two of this act.

On August third, nineteen hundred and forty-nine, the district shall surrender to the authority for cancellation, and the authority shall cancel, all bonds of the company assumed by the authority then held by the district and also all bonds of the authority then held by the district except bonds issued under sections eight A and twenty-two of this act. Upon such surrender and cancellation the authority shall pay to the district any unpaid interest then due under the terms of the bonds so surrendered and cancelled and, in addition, shall issue to the district a new bond in a principal amount equal to the aggregate principal amount of the bonds of the district after deducting therefrom the amount of funds held by the district on August third, nineteen hundred and forty-nine, for the purpose of paying bonds of the district. Said new bond of the authority shall provide that the authority shall pay five hundred thousand dollars to the district on the first day of December in the year nineteen hundred and forty-nine and on the first days of June and December in each year thereafter, until said new bond is paid in full, in reduction of the principal amount thereof, and shall further provide that the authority shall pay the district, as interest on said new bond, ten days prior to each and every date interest is payable on bonds of the district and on refunding bonds issued by the district under this section, an amount equal to the interest payable by the district on such bonds on such date. Said new bond of the authority, both as to principal and income, is hereby made exempt from all taxes levied under authority of the commonwealth while held by the dis-

trict and shall contain a recital to such effect. Said new bond of the authority shall not be disposed of by the district without authority of the general court.

For the purpose of refunding again and again so much of the indebtedness represented by bonds of the district as will not be met either by funds held by the district on August third, nineteen hundred and forty-nine, for the purpose of paying such indebtedness or by funds derived from the authority's payments in reduction of the principal amount of its aforesaid new bond, the district shall from time to time issue its bonds under and in the manner provided in section ten of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine and section two of chapter one hundred and forty-seven of the acts of nineteen hundred and thirty-two, and the provisions of said sections shall apply thereto in the same manner and to the same extent as if such bonds of the district were specifically authorized in said chapter three hundred and eighty-three. The authority shall reimburse the district, at the request of the trustees thereof, for all expenses incidental to the authorization, preparation, issue, registration and payment of interest and principal of refunding bonds issued by the district under this section. If such bonds are sold at a discount below par, the authority shall forthwith pay the district the amount of such discount, which shall be included in the cost of the service of the authority. If such bonds are sold at a premium above par, the district shall forthwith pay the authority the amount of such premium, which shall be treated as a part of the general income of the authority.

Refunding bonds issued by the district under this section or under paragraph (g) or paragraph (j) of section eight A may be issued at, before, or after the maturity of the bonds being refunded; provided, however, that no such refunding bonds shall be issued more than eight months before the maturity of the bonds being refunded unless the bonds being refunded are callable bonds being called for redemption, in which case the district may issue refunding bonds not more than three months before the date fixed for the redemption of the bonds being refunded.

SECTION 3. Said chapter 544 is hereby further amended by inserting after section 8 the following new sections:—
Section 8A. (a) As used in this section, the word "city" shall be construed to mean the city of Boston, and the phrase "outstanding indebtedness of the city" shall be construed to mean that part of the indebtedness of the city of Boston (exclusive of serial debt) outstanding on August third, nineteen hundred and forty-nine, which was incurred by the city for the purpose of acquiring, constructing or altering property transferred from the city to the authority by this section. In computing such indebtedness, there shall be included any sums theretofore borrowed by the city for said purpose and not then expended; and any sums so borrowed but not expended shall, on August third, nineteen hundred

and forty-nine, or as soon thereafter as the amount thereof can be ascertained, be paid over by the city to the authority, which shall use such sums for the purposes for which they were borrowed by the city.

(b) On August third, nineteen hundred and forty-nine, the trustees of the district shall execute bonds of the district, hereinafter called rapid transit bonds, in a total sum equal to the aggregate amount by which the outstanding indebtedness of the city exceeds the face amount of the securities and cash then held in the sinking funds of the city for such indebtedness. Each bond issued by the district under this paragraph shall be adapted to a particular sinking fund, and shall be in a principal amount equal to the amount by which the outstanding indebtedness to which such sinking fund relates exceeds the face amount of the securities and cash held in such sinking fund on said August third, shall be for the same term as the term of the last maturing bonds of the city evidencing such outstanding indebtedness, shall bear no interest, and shall provide that, ten days before any bonds of the city evidencing such outstanding indebtedness and not held in such sinking fund fall due, if the cash and obligations of the United States government in the sinking fund will be insufficient to pay the principal amount thereof, the district shall pay to the city, in reduction of the principal amount of the bond, the amount of such deficiency. On said August third, nineteen hundred and forty-nine, the trustees of the district shall also execute a note of the district undertaking to reimburse the city for any and all loss resulting from the realization, on the sale of any obligations of the United States government held from time to time in the city's sinking funds, less than the face amount of such obligations and, in addition, promising to pay to the city, ten days before interest becomes due on outstanding indebtedness of the city, the amount by which such interest will exceed income of the city's sinking funds available to pay the same.

(c) On said August third, nineteen hundred and forty-nine, the trustees of the authority shall execute a bond of the authority in a principal amount equal to the aggregate amount of the bonds of the district executed under paragraph (b) of this section. Said bond of the authority shall provide that the authority shall pay the district, on the twentieth day of November in the year nineteen hundred and fifty and in each year thereafter until said bond is paid in full, in reduction of the principal amount of said bond, one and one third per cent of the original principal amount of said bond, and shall further provide that the authority shall pay the district, as interest on said bond, ten days prior to each and every date interest is payable on any and all bonds issued by the district from time to time under paragraph (g) of this section, an amount equal to the interest payable by the district on such bonds on such date. On said August third, nineteen hundred and forty-nine, the

trustees of the authority shall also execute a note of the authority undertaking to pay on behalf of the district, as and when due, all amounts which the district shall be required to pay the city on the note issued by the district under paragraph (b) of this section. All amounts paid in reduction of the principal amount of the aforesaid bond of the authority shall be used in payment of bonds of the district issued under paragraphs (b) and (g) of this section and pending such use shall be held by the district in a separate account to pay such bonds of the district. Any funds in such account may be invested as provided in section eleven of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine. The income from such investment, after deducting therefrom allowance for amortization of premiums and expense in connection with such investment, shall be paid by the district to the authority. Immediately upon the execution of the aforesaid bond and note of the authority, the trustees of the authority shall deliver the same to the trustees of the district, who shall thereupon forthwith deliver to the trustees of the authority the bonds and note executed by the trustees of the district under paragraph (b) of this section. The bond and note of the authority executed under this paragraph are hereby made exempt, both as to principal and income, from all taxes levied under authority of the commonwealth while held by the district and shall contain a recital to such effect. Said bond and note of the authority shall not be disposed of by the district without authority of the general court.

(d) Immediately upon receipt of the bonds and note executed by the trustees of the district under paragraph (b) of this section, the authority shall deliver the same to the city and, in addition, shall pay the city the sum of six thousand one hundred and five dollars. Upon such delivery and payment, all right, title and interest of the city in the Tremont street subway, so called, the East Boston tunnel, the Washington street tunnel, the tunnel of the Cambridge connection, so called, the Dorchester tunnel, the Boylston street subway, the East Boston tunnel extension, the Arlington street station, the Maverick square station and extension of the East Boston tunnel, the extension of rapid transit facilities in the Dorchester district, the Huntington avenue subway, the East Boston rapid transit extension, and in all subways, tunnels, stations, rapid transit facilities, and alterations, extensions, appurtenances and equipment thereof, and connections therewith, then under contract for use by the authority, whether existing or under construction, and in the lines of street railway in that part of Boston formerly Hyde Park referred to in section sixteen of this act, shall without further conveyance and by virtue hereof be transferred to and vested in the authority, and all contracts for the use of the same by the authority shall by virtue hereof terminate; and the transit department of the city and the offices of the board of commissioners in charge of said de-

partment shall by virtue hereof be abolished; and all persons appointed by, or holding by, through or under, said board shall by virtue hereof be transferred to and made employees of the authority; and the civil service laws and rules shall no longer apply to said persons, except that the civil service laws and rules shall continue to apply to persons holding under permanent civil service appointments (other than persons who on August third, nineteen hundred and forty-nine, are still serving their probationary period) and to govern promotions among those to whom they continue to apply. Every person who immediately prior to being transferred to and made an employee of the authority by this section is a member of the Boston retirement system or of the State-Boston retirement system shall continue to be a member thereof and subject to the laws applicable thereto; and the authority shall deduct from the wages of every such person, and pay over to the Boston retirement board, such sums as the city would deduct and pay over if such person were an employee of the city; and at such times as the commissioner of insurance shall from time to time prescribe, the authority shall, as a part of the cost of the service rendered by it, pay to the Boston retirement board such sums as said commissioner shall from time to time determine the city would be obliged to pay if such person were an employee of the city, including, in the case of a member of the Boston retirement system, accruals for prior service and accidental disability. Every person to whom by virtue of this paragraph the civil service laws and rules shall continue to apply, who immediately prior to being transferred to and made an employee of the authority by this section is neither a member of the Boston retirement system nor a member of the State-Boston retirement system but is subject to the provisions of sections fifty-six to sixty A, inclusive, of chapter thirty-two of the General Laws, shall continue subject to the provisions of said sections and so long as continuing in the employ of the authority, shall, for the purposes of said sections, be deemed to continue in the employ of the city, which shall pay the retirement allowances provided for by said sections without any contribution from, or reimbursement by, the authority.

(e) The sum paid by the authority to the city under paragraph (d) of this section shall be used by the city to pay the principal of, and interest on, that part of the serial debt of the city outstanding on August third, nineteen hundred and forty-nine, which was incurred for the purpose of acquiring, constructing or altering property transferred from the city to the authority by this section. The bonds issued by the district under paragraph (b) of this section shall upon receipt by the city be added forthwith to their respective sinking funds. Thereafter said sinking funds shall be invested and reinvested only in obligations of the government of the United States, bonds constituting part of the outstanding indebtedness of the city as defined in

paragraph (a) of this section, and bonds issued by the district under paragraph (b) of this section. The board of commissioners of sinking funds of the city shall endeavor at all times to have the maturities of the obligations of the United States government in any particular sinking fund coincide as nearly as may be with the maturities of the earliest maturing bonds to which such sinking fund relates. After August third, nineteen hundred and forty-nine, the income of each sinking fund (including any and all profits realized on the sale of any obligations of the United States government from time to time held in such sinking fund), after deducting therefrom premiums and expense in connection with new investments or reinvestments, shall be paid by the board of commissioners of sinking funds of the city to the treasurer of the city for application to the interest becoming due on the outstanding indebtedness of the city to which such sinking fund relates.

(f) As additional compensation for the property transferred from the city to the authority by this section, the authority shall pay to the city two million, three hundred and thirty-four thousand, four hundred and fifty-seven dollars and twenty-eight cents; provided, however, that said additional compensation shall be paid in the following manner but not otherwise: If as of the last day of December in any year the reserve fund provided for by section thirteen shall exceed the amount originally established, the trustees shall, until said additional compensation has been paid in full, pay over to the city, on account of said additional compensation, so much of the excess as is not necessary to reimburse the commonwealth under section thirteen.

(g) For the purpose of refunding again and again so much of the indebtedness represented by the district's rapid transit bonds as will not be met by the authority's payments in reduction of the principal amount of the bond issued by it under paragraph (c) of this section, the district shall from time to time issue its bonds under and in the manner provided in section ten of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine and section two of chapter one hundred and forty-seven of the acts of nineteen hundred and thirty-two, and the provisions of said sections shall apply thereto in the same manner and to the same extent as if such bonds of the district were specifically authorized in said chapter three hundred and eighty-three. The authority shall reimburse the district, at the request of the trustees thereof, for all expenses incidental to the authorization, preparation, issue, registration and payment of interest and principal of refunding bonds issued by the district under this paragraph and of the bonds and note issued by the district under paragraph (b) of this section. If refunding bonds issued by the district under this paragraph are sold at a discount below par, the authority shall forthwith pay the district the amount of such discount, which shall be included in the cost of the service

of the authority. If such bonds are sold at a premium above par, the district shall forthwith pay the authority the amount of such premium, which shall be treated as a part of the general income of the authority.

(h) Upon the abolition of the transit department of the city, the board of commissioners in charge of said department shall deliver to the city clerk the records and minutes of its meetings and proceedings, to the authority all maps, charts, plans, papers, construction tools and equipment, and other property then in the custody of the transit department relating to the property transferred from the city to the authority by this section or relating to the work authorized by chapter one hundred and ninety-one of the acts of nineteen hundred and forty-nine, to the state department of public works all maps, charts, plans and papers then in the custody of the transit department under chapter five hundred and sixty-seven of the acts of nineteen hundred and forty-six, and to the commissioner of public works of the city all other maps, charts, plans, and papers then in the custody of the transit department; and all the powers, privileges, duties, restrictions and liabilities transferred to the city by chapter one hundred and eighty-five of the Special Acts of nineteen hundred and eighteen, and all the powers, privileges, duties, restrictions and liabilities thereafter conferred or imposed upon the city to be exercised by the transit department of the city or conferred or imposed upon said transit department to be done or performed in the name or on behalf of the city in respect to the property transferred from the city to the authority by this section are hereby transferred to and conferred and imposed upon the authority, to be performed and exercised in the name and behalf of the authority; and thereafter all takings and other acts relating to subways, tunnels, rapid transit extensions or alterations or extensions thereof in existence at the time of the abolition of said transit department or theretofore authorized, shall be in the name and behalf of the authority. Without limiting the generality of the foregoing, upon the abolition of the transit department of the city, the authority shall proceed forthwith in its own name and behalf to complete the extension of rapid transit facilities provided for by chapter six hundred and ninety-two of the acts of nineteen hundred and forty-five, as amended, and to complete any alteration described in section one of chapter five hundred and twenty of the acts of nineteen hundred and forty-eight; and for such purposes the authority shall have all the powers conferred on the transit department by said acts. As soon as construction work is commenced by the authority under Part II of chapter six hundred and twenty-two of the acts of nineteen hundred and forty-eight, the authority shall prepare plans and specifications for the work described in section eleven of said Part II. Upon the abolition of the transit department of the city, the state department of public works shall complete the work authorized

by chapter five hundred and sixty-seven of the acts of nineteen hundred and forty-six. Upon the abolition of said transit department, the authority, acting as agent of the city, shall have all the powers, privileges, duties, restrictions and liabilities conferred or imposed on said transit department by chapter one hundred and ninety-one of the acts of nineteen hundred and forty-nine and shall complete the work therein authorized; provided, however, that any sale made under said chapter shall be subject to the approval of the mayor of the city; and provided, further, that the mayor shall, in the name and on behalf of the city, execute and deliver any deed necessary to effectuate any such sale. Upon the abolition of said transit department, the authority shall assume and pay off all the debts, liabilities and obligations of the city with respect to property transferred from the city to the authority by this section, except outstanding indebtedness of the city as defined in paragraph (a) of this section. No provision of, or action under, this section shall in any way affect any action or proceeding brought at any time by or against the city with respect to such property; but such action or proceeding may be prosecuted or defended in the name of the authority and, upon application to the court, board or officer before whom such action or proceeding is pending, the authority shall be substituted as a party in such action or proceeding. Any implication in this paragraph to the contrary notwithstanding, the authority shall have only such power to borrow money as is expressly conferred upon it by this and subsequent acts.

(i) After the abolition of the transit department of the city, the authority may make, from time to time, such alterations as it may deem necessary or advisable in any subway, tunnel or rapid transit extension or facility, including any station or terminal and the exits and entrances thereof, which at the time of the making of the alteration is owned by the authority. Such alterations may include, in connection with any station or terminal, suitable means for the convenient interchange of passengers between the subway, tunnel or rapid transit line and street railway, trackless trolley or bus lines or another subway, tunnel or rapid transit line. For the purposes of this paragraph, the authority shall have all the powers conferred upon the Boston transit commission by chapter five hundred and forty-eight of the acts of eighteen hundred and ninety-four and by chapter seven hundred and forty-one of the acts of nineteen hundred and eleven and amendments thereof, either generally or in connection with the construction or operation of any tunnel or subway authorized by said chapters, and like powers as conferred by chapter four hundred and eighty of the acts of nineteen hundred and twenty-three with respect to the works authorized thereunder, and by all other acts conferring power upon the Boston transit commission or the transit department of the city; provided, however, that all such powers shall be exercised in the name and behalf of the authority.

Any alteration authorized by this paragraph may be made upon, under or over public or private lands or ways including lands devoted to the public use and property belonging to a railroad company. For the purpose of making any alteration authorized by this paragraph, the authority may enter upon and use the land of others. Any person injured in his property by such entry or use of his land by the authority may recover his damages under chapter seventy-nine of the General Laws.

(j) For the purpose of providing not exceeding five million dollars to make alterations under paragraph (i) of this section, for the purpose of providing funds to pay any damages recovered under said paragraph (i), for the purpose of providing funds to complete, as provided in paragraph (h) of this section, the extension of rapid transit facilities provided for by chapter six hundred and ninety-two of the acts of nineteen hundred and forty-five, as amended, and the alterations described in section one of chapter five hundred and twenty of the acts of nineteen hundred and forty-eight, and for the purpose of refunding again and again bonds issued under this paragraph, the authority shall from time to time, issue to the district, bonds of the authority for such terms and bearing such rates of interest as are hereinafter provided. The trustees of the district, at the request of the trustees of the authority, shall purchase such bonds of the authority. The trustees of the district shall in the case of each such purchase procure the funds necessary for the purchases authorized by this paragraph by the issue of bonds of the district under and in the manner provided in section ten of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine and section two of chapter one hundred and forty-seven of the acts of nineteen hundred and thirty-two, and the provisions of said sections shall apply thereto in the same manner and to the same extent as if such bonds of the district were specifically authorized in said chapter three hundred and eighty-three; provided, that any bonds of the district issued under authority of this paragraph shall be for such terms, not less than one year and not exceeding seventy-five years from the date thereof, and shall bear interest payable semi-annually at such rates, as said trustees of the district, subject to the approval of the department of public utilities, shall from time to time determine. Said bonds of the district may be issued on either the sinking fund or serial payment plan, and, if issued on the serial payment plan, the trustees of the district shall endeavor so to arrange the maturities thereof that the bonds maturing each year other than the final year will be met by the authority's payments in reduction of the principal amount of the bonds purchased. Each bond issue of the authority so purchased shall be for the same term as the term of the last maturing bonds of the district issued to provide funds for the purchase of such bond issue of the authority, and shall provide that the authority shall pay the district, as interest,

ten days prior to each and every date interest is payable on the bonds of the district issued to purchase such bond issue of the authority, an amount equal to the interest payable by the district on each such date on such bonds. If the bond issue of the authority is an original bond issue, it shall further provide that the authority shall annually pay the district, in reduction of the principal amount of such bond issue, a sum equal to one and one third per cent of the original principal amount of such bond issue. If the bond issue of the authority is a refunding bond issue, it shall provide that the authority shall annually pay the district, in reduction of the principal amount of such bond issue, the sum annually payable by the authority in reduction of the principal amount of the bond issue of the authority being refunded. All amounts received by the district as interest on any bond issue of the authority under this paragraph shall be applied to pay the interest, as and when due, on the bonds issued by the district to provide funds for the purchase of such bond issue of the authority. All amounts received by the district in reduction or payment of the principal amount of bonds issued by the authority under this paragraph shall be used in payment of bonds of the district issued under this paragraph, and pending such use shall be held by the district in a separate account to pay such bonds of the district. Any funds in such account may be invested as provided in section eleven of said chapter three hundred and eighty-three. The income from such investment, after deducting therefrom allowance for amortization of premiums and expense in connection with such investment, shall be paid by the district to the authority. In the event that any bonds of the district issued under this paragraph are sold at a premium above or a discount below par, the bond issue of the authority purchased with the proceeds thereof shall be purchased by the district at the same premium above or discount below par. All bonds of the authority issued under this paragraph, both as to income and principal, are hereby made exempt from all taxes levied under authority of the commonwealth while held by the district and shall contain a recital to such effect. No such bonds of the authority shall be disposed of by the district without authority of the general court. The proceeds of bonds of the authority issued under this paragraph shall be used by it only for the purposes hereinbefore set forth. The authority shall reimburse the district, at the request of the trustees thereof, for all expenses incidental to the authorization, preparation, issue, registration and payment of interest and principal of the aforesaid bonds of the district. At the maturity of any issue of bonds of the authority under this paragraph, the balance, if any, of any such maturing bond issue shall be refunded by the authority under this paragraph.

(j $\frac{1}{2}$) If the trustees of the authority vote to issue bonds under paragraph (j), the trustees may, in anticipation of the money to be derived from the sale of such bonds, temporarily

borrow money and issue notes of the authority therefor. The trustees of the district, at the request of the trustees of the authority, shall purchase such temporary notes of the authority and for that purpose may temporarily borrow money and issue notes of the district therefor in the manner provided in section ten of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine. All notes issued under this paragraph shall mature not later than December thirty-first, nineteen hundred and forty-nine.

(k) On July twenty-eighth, nineteen hundred and forty-nine, the authority shall pay to the city seven twelfths of the annual rentals which, except for this section, would be payable to the city on January twenty-fifth, nineteen hundred and fifty, under chapter three hundred and forty-one of the acts of nineteen hundred and twenty-five, as amended, and chapter three hundred and sixty-six of the acts of nineteen hundred and thirty-three and amendments thereto, and the leases or contracts for use of the extensions and facilities referred to in said chapters. The provisions of the second paragraph of section twenty-one shall apply to the rental payments made under this paragraph.

(l) The trustees of the authority are hereby directed to certify to the state treasurer in the month of January in each year the amount payable by the authority in such year in reduction of the principal amount of the bond executed by the authority under paragraph (c) of this section and, in addition, the amounts, if any, payable by the authority in such year in reduction of the principal amount of bond issues of the authority under paragraph (j) of this section. The amount so certified by the trustees to the state treasurer in each year shall be assessed on the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the amount paid under the last preceding assessment under section fourteen of chapter one hundred and fifty-nine of the Special Acts of nineteen hundred and eighteen or under section thirteen of this act. On November twentieth in each year the commonwealth shall pay to the authority the amount certified in such year.

(m) This section shall take full effect upon its acceptance on or before July twenty-fifth, nineteen hundred and forty-nine, by vote of the city council of the city of Boston, subject to the provisions of its charter, but not otherwise.

Section 8B. The property conveyed to the commonwealth under the provisions of chapter three hundred and sixty-nine of the General Acts of nineteen hundred and nineteen and the property acquired or constructed by the commonwealth under chapter four hundred and eighty-three of the acts of nineteen hundred and twenty-two, and chapter four hundred and forty-four of the acts of nineteen hundred and twenty-four, so far as said property is still owned by the commonwealth on August third, nineteen hundred and forty-

nine, shall, from and after said date, be held for the account and benefit of the Metropolitan Transit Authority.

SECTION 4. Section 11 of said chapter 544 is hereby amended by adding at the end thereof the following new paragraph:—

Any allowance provided as aforesaid by the trustees for depreciation of property and for obsolescence and losses in respect to property sold, destroyed or abandoned shall not include, for any period after August second, nineteen hundred and forty-nine any allowance for depreciation of passenger-carrying rolling stock of the authority or for obsolescence and losses in respect to such rolling stock. After August second, nineteen hundred and forty-nine in addition to the items enumerated above, the cost of the service shall also include all sums payable to the district in reduction or payment of the principal amount of bonds or notes issued by the authority under either section seven A or section twenty-two, and all sums payable by the authority on its note under paragraph (c) of section eight A. The cost of the service for the first six months of the year nineteen hundred and forty-nine shall include the full amount of all real estate taxes payable by the authority on account of assessments levied as of January first, nineteen hundred and forty-nine.

SECTION 5. Section 13 of said chapter 544 is hereby amended by striking out all after the second paragraph and inserting in place thereof the following:—

If as of the last day of December in the year nineteen hundred and forty-seven, as of the last day of December in the year nineteen hundred and forty-eight, as of the second day of August in the year nineteen hundred and forty-nine, as of the last day of December in the year nineteen hundred and forty-nine, or as of the last day of December in any year thereafter the amount remaining in the reserve fund shall be insufficient to meet the deficiency hereinbefore referred to, the trustees shall notify the state treasurer of the amount of such deficiency, less the amount, if any, in the reserve fund applicable thereto, and the commonwealth shall thereupon pay over to the authority the amount so ascertained. Pending such payment, the trustees shall borrow such amount of money as may be necessary to enable them to make all payments as they become due.

If as of the last day of December in any year the reserve fund shall exceed the amount originally established, the trustees shall apply any excess so far as necessary to reimbursing the commonwealth for any amounts which it may have paid to the authority under the provisions of this section as from time to time in force and the commonwealth shall thereupon distribute the amounts so received among the cities and towns constituting the authority in proportion to the amounts which they have respectively been assessed as hereinafter provided.

In order to meet any payment required of the common-

wealth under this section, the state treasurer may borrow at any time, in anticipation of the assessments to be levied upon the cities and towns constituting the authority, such sums of money as may be necessary to make said payments and he shall repay any sums so borrowed as soon after said assessments are paid as is expedient.

In case the commonwealth shall be called upon to pay the authority any amount under this section on account of a deficiency existing as of the last day of December in the year nineteen hundred and forty-seven, or as of the last day of December in the year nineteen hundred and forty-eight, or as of the second day of August in the year nineteen hundred and forty-nine, such amount, with interest or other charges incurred in borrowing the money for the purpose, shall be assessed upon the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the amounts paid under the last preceding assessment under section fourteen of chapter one hundred and fifty-nine of the Special Acts of nineteen hundred and eighteen. For the purposes of any such assessment upon the cities and towns constituting the authority, any such deficiency existing as of the second day of August in the year nineteen hundred and forty-nine shall be deemed to have existed on the last day of December, nineteen hundred and forty-eight, and shall be added to and become a part of any such deficiency existing as of the last day of December, nineteen hundred and forty-eight. For the purpose of paying the full amount of any such assessment levied upon his city or town on account of deficiencies as of the last day of December, nineteen hundred and forty-eight, and as of the second day of August, nineteen hundred and forty-nine, the treasurer of every city and town constituting the authority except Boston and, if section eight A is accepted as therein provided, of Boston, may, with the approval of the mayor in the case of a city and of the selectmen in the case of a town but without further authorization, borrow money to an amount not exceeding the amount of the assessment and issue therefor bonds or notes of the city or town, which shall bear on their faces, in addition to the name of the city or town, the words: — Transit Assessment Loan, Act of 1949. Indebtedness incurred by a city or town under this section shall be outside its debt limit as fixed by section ten of chapter forty-four of the General Laws, shall be payable in not more than ten years from the date it is incurred, but shall, except as herein otherwise provided, be subject to all laws relative to the incurring of debt by said city or town. The assessors of every city and town constituting the authority shall deduct from the amount which otherwise would be required to be levied under section twenty-one of chapter fifty-nine of the General Laws by reason of said assessment, all sums which the treasurer of their city or town, with the aforesaid approval, shall have determined to borrow hereunder as evidenced by a certificate signed by such treasurer

and filed by him with such assessors with a copy of said approval.

In case the commonwealth shall be called upon to pay the authority any amount under this section on account of a deficiency existing as of the last day of December in the year nineteen hundred and forty-nine, or as of the last day of December in any year thereafter, such amount, with interest or other charges incurred in borrowing the money for the purpose, shall be assessed upon the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the number of persons in said cities and towns using the service of the authority at the time of said payment, said proportion to be determined and reported to the state treasurer by the trustees from computations made in their discretion for the purpose.

If at any time the trustees, in their opinion, have not sufficient cash to make the payments required in the course of their management and operation of the transportation system and other properties under its control, the trustees may temporarily borrow money and issue notes of the authority therefor. The trustees of the district, if they deem it in the interest of the district so to do, may purchase such temporary notes of the authority and for that purpose may temporarily borrow money and issue notes of the district therefor in the manner provided in section ten of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine.

SECTION 6. Said chapter 544 is hereby further amended by striking out section 14 and inserting in place thereof the following section: — *Section 14.* The authority and all its real and personal property shall be exempt from taxation and from betterments and special assessments; and the authority shall not be required to pay any tax, excise or assessment to or for the commonwealth or any of its political subdivisions; nor shall the authority be required to pay any fee or charge for any permit or license issued to it by the commonwealth, by any department, board or officer thereof, or by any political subdivision of the commonwealth, or by any department, board or officer of such political subdivision; and, so far as constitutionally permissible, the authority shall be exempt from tolls for the use of highways, bridges and tunnels. The authority shall be required to pay fees, duties, excise or license taxes for the registration, operation or use of its vehicles on public highways and for fuels used for propelling such vehicles in the same manner and to the same extent as other political subdivisions of the commonwealth pay such fees, duties, excise or license taxes.

SECTION 7. Section 23 of said chapter 544 is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — This section shall not apply to bonds and notes issued by the authority under the provisions of sections seven, seven A and eight A.

SECTION 8. Section three of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine, as amended, is hereby repealed; and the metropolitan transit council therein provided for is hereby abolished.

SECTION 9. Section 10 of said chapter 383, as amended, is hereby further amended by striking out the second paragraph and inserting in place thereof the following paragraph:—

The trustees, in behalf of the district, may temporarily borrow money and issue notes of the district therefor in anticipation of the issue of bonds, or of receipts from taxation, or of payments from the commonwealth under section twelve, or of interest or other income to be received, or to provide for the payment of any obligations when due, for which funds are not available. No purchaser of such bonds or lender upon such notes shall be bound to see to the application of the money paid or loaned.

SECTION 10. Said chapter 383 of the acts of 1929 is hereby amended by striking out section 12 and inserting in place thereof the following section:— *Section 12.* On or before the fifteenth day of June in each year the trustees shall certify to the state treasurer the estimated amount required for the current expenses of the district for the ensuing year beginning on July first, together with the amounts to be raised by taxation as authorized or directed by this or subsequent acts to be so raised and shall also certify the amount required to meet any lawful obligations of the district for which payment is not otherwise provided, or to pay any judgments, or notes issued to provide funds for payment of any judgments, for which bonds could not be issued, and the commonwealth shall thereupon pay over to the district the amounts so certified. In order to meet any payment required of the commonwealth under this section, the state treasurer may borrow at any time, in anticipation of the assessments to be levied as hereinafter provided upon the cities and towns constituting the district, such sums of money as may be necessary to make said payments and he shall repay any sums so borrowed as soon after such assessments are paid as is expedient.

In case the commonwealth shall be called upon to pay the district any amount under this section, such amount, with interest or other charges incurred in borrowing the money for the purpose, shall be assessed upon the cities and towns constituting the district as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the amount of property as last previously established by the general court for said cities and towns as a basis of apportionment for state and county taxes.

SECTION 11. If any provision of this act or any action taken hereunder results in a taking or infringement of any private property or right by or for the benefit of any incorporated municipality or governmental agency and just compensation for such taking or infringement is not elsewhere

in this act expressly provided for, any person whose private property or right has been so taken or infringed may file in the superior court in Suffolk county a petition against such municipality or agency for the assessment of just compensation in conformity with section fourteen of chapter seventy-nine of the General Laws; and the provisions of said chapter seventy-nine, except as herein otherwise provided, shall govern said petition and the proceedings thereon. No such petition shall be filed after August second, nineteen hundred and fifty, unless the taking or infringement shall have occurred after August third, nineteen hundred and forty-nine, in which event such petition may be filed within, but not after, one year from the date of the taking or infringement. By the acceptance, as therein provided, of section eight A inserted in chapter five hundred and forty-four of the acts of nineteen hundred and forty-seven by section three of this act, the city of Boston shall be conclusively presumed to have agreed that the consideration therein provided to be paid by the authority to the city for the property transferred to the authority by said section eight A is just compensation for said property.

SECTION 12. For the purpose of providing funds to pay any damages recovered against the authority under section eleven of this act, the authority and the district may borrow money and issue bonds under, and as provided in, section seven of chapter five hundred and forty-four of the acts of nineteen hundred and forty-seven.

SECTION 13. If any section, part of a section or provision of this act is held unconstitutional or invalid, the remainder of the act shall not be affected thereby.

SECTION 14. If any act which is required by chapter five hundred and forty-four of the acts of nineteen hundred and forty-seven, as amended by this act, to be done on August third, nineteen hundred and forty-nine, is done after said date, it shall be effective as of said date.

SECTION 15. This act shall take effect upon its passage.

Approved July 21, 1949.

Chap. 573 AN ACT RELATIVE TO CERTIFICATIONS MADE TO FILL APPOINTMENTS TO THE POSITION OF STATE POLICE DETECTIVE INSPECTOR UNDER THE CLASSIFIED CIVIL SERVICE.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make possible forthwith certain certifications under the civil service laws, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section four A of chapter seven hundred and eight of the acts of nineteen hundred and forty-one, inserted by section three of chapter two hundred and seventy-one of the acts of nineteen hundred and

forty-six, upon requisition from the appointing authority of the state department of public safety for state police detective inspectors, the director of civil service shall certify the names of eligibles as provided in section four of said chapter seven hundred and eight, as amended by section two of said chapter two hundred and seventy-one. This act shall apply to certifications made on or before November first, nineteen hundred and forty-nine.

Approved July 21, 1949.

AN ACT RELATIVE TO THE BOARD OF BAR EXAMINERS.

Chap. 574

Be it enacted, etc., as follows:

SECTION 1. Section 35 of chapter 221 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 2, the words "residing in" and inserting in place thereof the words: — at least four of whom shall be residents of, — so as to read as follows: —

G. L. (Ter. Ed.), 221, § 35, amended.

Section 35. There shall be a board of bar examiners consisting of five persons, at least four of whom shall be residents of different counties, one of whom shall annually be appointed by the justices of the supreme judicial court for a term of five years from October first in the year of his appointment, and who may be removed by them. Such justices may fill vacancies.

Board of bar examiners.

SECTION 2. This act shall take effect upon its passage.

Approved July 21, 1949.

AN ACT TO PROVIDE ADDITIONAL FUNDS FOR THE PURPOSE OF CONSTRUCTING AN ADDITIONAL WATER MAIN FROM THE MIDDLESEX FELS RESERVOIR THROUGH THE CITIES AND TOWNS OF MELROSE, SAUGUS, LYNN AND SWAMPSCOTT TO MARBLEHEAD.

Chap. 575

Be it enacted, etc., as follows:

SECTION 1. Chapter 608 of the acts of 1948 is hereby amended by striking out section 2 and inserting in place thereof the following section: — *Section 2.* In carrying out the provisions of section one, said commission may expend amounts, not exceeding, in the aggregate, three million three hundred and fifty thousand dollars.

SECTION 2. Said chapter 608 is hereby further amended by striking out section 3 and inserting in place thereof the following section: — *Section 3.* To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor and council, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor and council from time to time but not exceeding in the aggregate the sum of three million three hundred and fifty thousand dollars. All bonds issued by the commonwealth as aforesaid shall be designated on the face Metropolitan Dis-

strict Water Main Loan, Act of 1949, and shall be on the serial payment plan for such maximum term of years not exceeding thirty years from the date of issue, as the governor may recommend to the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest payable semi-annually at such rate as the state treasurer with the approval of the governor shall fix. Such bonds shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, two thousand and five. All interest payments and payments on account of principal on such obligations shall be part of the debt and expense of the metropolitan water district.

SECTION 3. This act shall take effect upon its passage.

Approved July 21, 1949.

Chap. 576

AN ACT RELATIVE TO DENTAL HYGIENISTS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 112,
§ 51, amended.

Admission
to practice
as a dental
hygienist.

Chapter 112 of the General Laws is hereby amended by striking out section 51, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: — *Section 51.* Any person of good moral character, nineteen years old or over, who is a graduate of a training school for dental hygienists requiring a course of not less than one academic year and approved by the board, may, upon the payment of twenty dollars, be examined by the board in subjects considered essential by it for a dental hygienist, and, if his examination is satisfactory, shall be registered as a dental hygienist and be given a certificate allowing him to practice dental hygiene.

A dental hygienist may, under the direction of a registered dentist and subject to such rules as may be adopted by the board, perform any or all of the following duties:— (1) remove all tartar, deposits, accretions and stains from the exposed surfaces of the teeth and directly beneath the free margin of the gums; (2) polish the teeth and fillings therein; (3) record or report to a registered dentist any oral conditions observed; (4) make topical applications of medicinal agents to the teeth and other oral tissues for prophylactic purposes; (5) assist a registered dentist in any phase of operative and surgical procedures in dentistry and in anaesthesia.

An applicant failing to pass a satisfactory examination shall be entitled to one re-examination at any meeting of the board, free of charge, but for each subsequent examination thereafter shall pay ten dollars.

Approved July 21, 1949.

AN ACT RELATIVE TO THE COMPENSATION OF CERTAIN MEMBERS OF THE STATE HOUSING BOARD. *Chap. 577*

Be it enacted, etc., as follows:

Section 64 of chapter 6 of the General Laws, inserted by section 3 of chapter 260 of the acts of 1948, is hereby amended by striking out the sixth sentence and inserting in place thereof the following:— The remaining four members shall receive, subject to appropriation, thirty dollars a day while attending meetings of the board, or while performing any duties of his office required of him by the chairman, or by this chapter, but not more than two thousand dollars shall be paid to any member of the board other than the chairman in any fiscal year. The members of the board shall receive their traveling and other necessary expenses incurred in attending such meetings or in performance of any such required duties under this chapter, including such expenses as have been properly incurred since the establishment of the board.

G. L. (Ter. Ed.), 6, § 64, etc., amended.

Compensation of certain members of state housing board.

Approved July 21, 1949.

AN ACT RELATIVE TO MEMBERSHIP IN THE CONTRIBUTORY RETIREMENT SYSTEM. *Chap. 578*

Be it enacted, etc., as follows:

SECTION 1. Subdivision (3) of section 3 of chapter 32 of the General Laws, as amended by section 1 of chapter 388 of the acts of 1947, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence:— Notwithstanding his filing of a notice and waiver under paragraph (b) of subdivision (2) of this section, any employee who, having or having had the right to become a member, failed to become or elected not to become a member, may, not later than January first, nineteen hundred and fifty-one or within one year from the last day of the period during which he had the opportunity to exercise said right, whichever is the later date, apply for and be admitted to membership if under the maximum age for his group on the date of his application; provided, that during his present period of service he had previously been eligible for membership; and any employee who, having the right to become a member of any governmental unit other than that by which he is presently employed, and who failed to become or elected not to become a member, may apply for and be admitted to membership not later than January first, nineteen hundred and fifty-one.

G. L. (Ter. Ed.), 32, § 3, etc., amended.

Membership in the contributory retirement system.

SECTION 2. Nothing contained in this act shall apply to or supersede the provisions of chapter five hundred and twenty of the acts of nineteen hundred and forty-seven.

Approved July 21, 1949.

Chap.579 AN ACT RELATIVE TO THE HOLDING OF EXAMINATIONS BY
THE BOARD OF REGISTRATION OF HAIRDRESSERS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 112,
§ 87Y, etc.,
amended.

Examination
to be held at
certain times.

Chapter 112 of the General Laws is hereby amended by striking out section 87Y, inserted by section 2 of chapter 428 of the acts of 1935, and inserting in place thereof the following:— *Section 87Y.* The board shall hold examinations during the months of February, June and October, on a date designated by the board and in such cities throughout the commonwealth as it may deem most convenient for applicants, and at such additional times as the board may deem necessary.

Approved July 21, 1949.

Chap.580 AN ACT RELATIVE TO THE BOARD OF REGISTRATION OF
HAIRDRESSERS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 13,
§ 42, etc.,
amended.

Board of
registration of
hairdressers,
chairman,
members,
terms, etc.

SECTION 1. Section 42 of chapter 13 of the General Laws, added by section 1 of chapter 428 of the acts of 1935, is hereby amended by inserting after the first sentence the following two sentences:— The governor shall designate the chairman of the board and may at any time change such designation.* The chairman shall be the executive head of the board, — so as to read as follows:— *Section 42.* There shall be a board of registration of hairdressers, to be appointed by the governor, with the advice and consent of the council, consisting of three members, citizens of the commonwealth, each of whom at the time of his appointment shall be a practical hairdresser operating in this commonwealth and shall have had at least three years practical experience as such hairdresser. The governor shall designate the chairman of the board and may at any time change such designation. The chairman shall be the executive head of the board. At least two members of the board shall be independent hairdressers operating their own establishments, but such members shall not, while in office, actually do the work of hairdressing for compensation. No two members of the board, while in office, shall be in any way interested in any hairdressing establishments in the same town, nor shall any member, while in office, be a teacher at, or have any financial interest in, any school giving courses of instruction in hairdressing or manicuring. As the term of office of a member expires, his successor shall be appointed by the governor, with like advice and consent, to serve for three years. The governor may also, with like advice and consent, fill any vacancy in the board for the unexpired term. After the expiration of one year following the original appointment of members of the board, no person shall be appointed to the board who is not a registered hairdresser. Definitions contained in section eighty-seven T of chapter one hundred and twelve shall, so far as appropriate, apply to this and the two following sections.

SECTION 2. Section 43 of said chapter 13, as amended by section 1 of chapter 385 of the acts of 1937, is hereby further amended by striking out the second sentence and inserting in place thereof the following: — At the regular meeting in January it shall organize under the direction of the chairman and shall elect a secretary who shall be one of the two other members, — so as to read as follows:— *Section 43.* The board shall hold regular meetings at the state house on the second Tuesday of January, May and October in each year, and such additional meetings at such times and places as it may determine. At the regular meeting in January it shall organize under the direction of the chairman and shall elect a secretary who shall be one of the two other members. Before entering upon the discharge of the duties of his office, the secretary shall give to the state treasurer a bond, in such amount and with such sureties as shall be approved by the governor and council, upon the recommendation of the board, conditioned upon the faithful discharge of his duties. Such bond, with the approval of the governor and council and with the oath of office endorsed thereon, shall be filed in the office of the state secretary. The board shall have a common seal, and the members thereof may administer oaths. The board may appoint such agents and employees as the work of the board may require; provided, that inspectors or investigators appointed by the board shall be registered hairdressers.

G. L. (Ter. Ed.), 13, § 43, etc., amended.

Chairman, secretary, etc., powers of board.

Approved July 21, 1949.

AN ACT PROVIDING FOR THE DREDGING BY THE PORT OF BOSTON AUTHORITY OF CHANNELS OFF THE SOUTHERLY SHORE OF SOUTH BOSTON IN OLD HARBOR AND DORCHESTER BAY.

Chap.581

Re it enacted, etc., as follows:

The Port of Boston Authority is hereby authorized and directed to dredge a channel or channels off the southerly shore of South Boston in Old Harbor and Dorchester bay, and may expend such sum or sums as may be appropriated therefor.

Approved July 21, 1949.

AN ACT PROVIDING FOR THE CONTROL AND MAINTENANCE BY THE METROPOLITAN DISTRICT COMMISSION OF THAT PORTION OF THE NORTHERN ARTERY, SO CALLED, LYING IN THE CITIES OF CAMBRIDGE AND SOMERVILLE.

Chap.582

Re it enacted, etc., as follows:

That portion of the Northern Artery, so called, including bridges thereon now under the control of the department of public works, lying in the cities of Cambridge and Somerville shall be controlled and maintained by the metropolitan district commission.

Approved July 21, 1949.

Chap.583

AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO TAKE OR ACQUIRE LAND OR EASEMENTS IN LAND ADJOINING A LIMITED ACCESS HIGHWAY LOCATION TO WHICH ACCESS HAS BEEN ACQUIRED.

G. L. (Ter. Ed.), 81, § 7C, etc., amended.
Department may take certain easements in certain lands.

Be it enacted, etc., as follows:
Chapter 81 of the General Laws is hereby amended by adding at the end of section 7C, inserted by chapter 397 of the acts of 1943, the following sentence:— In connection with the laying out or alteration of a limited access highway, the department may take in fee or otherwise, by purchase, gift, devise or by eminent domain under chapter seventy-nine, land or rights in land adjoining the highway location whose right of access has been acquired.
Approved July 21, 1949.

Chap.584

AN ACT RELATIVE TO THE SUSPENSION OF ORDERS OF COMMITMENT TO CERTAIN INSTITUTIONS.

Emergency preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make immediately effective certain desirable changes in the law relative to the suspension of orders of commitment to certain institutions, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.
Be it enacted, etc., as follows:
Section 2 of chapter 279 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in lines 3 and 4, the words “the Lyman school, the industrial school for girls, the industrial school for boys” and inserting in place thereof the words:— the youth service board, — and by inserting after the word “cases” in the last line the words: — , and orders of commitment to the Lyman school, the industrial school for girls and the industrial school for boys suspended prior to January first, nineteen hundred and forty-nine may be revoked and the child committed to the youth service board, — so as to read as follows:— *Section 2.* In all cases the execution of orders of commitment to the Massachusetts reformatory, the reformatory for women, any training school, however named, the youth service board and the department of public welfare may be suspended, and such suspension continued or revoked, in the same manner and with the same effect as the execution of sentences in criminal cases, and orders of commitment to the Lyman school, the industrial school for girls and the industrial school for boys suspended prior to January first, nineteen hundred and forty-nine may be revoked and the child committed to the youth service board.
Approved July 22, 1949.

Execution of orders of commitment to certain institutions may be suspended.

AN ACT RELATIVE TO THE CIVIL SERVICE STATUS OF CERTAIN EMPLOYEES IN THE DEPARTMENT OF PUBLIC WELFARE. Chap. 585

Whereas, The deferred operation of this act would exclude from its benefits certain persons who are equitably entitled thereto, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. All persons in the department of public welfare now temporarily transferred to the positions of field representative, head social worker, supervisor of incorporated charities, inspector of settlement and support claims, semi-senior accountant and assistant supervisor of fiscal management who, on the effective date of this act, have had permanent civil service status in said department and have served in said positions for two or more years, may continue to serve in the positions to which they were temporarily transferred and in which they are employed on said effective date; provided, that said persons shall pass a qualifying examination to be given by the director of civil service.

SECTION 2. The person who is now provisionally classified as assistant to the commissioner of public welfare and has completed more than five years in said provisional capacity, shall be subjected to a qualifying examination by the director of civil service, and if he passes said examination he shall be certified for said office and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

SECTION 3. All future vacancies in said classifications shall be filled subject to chapter thirty-one of the General Laws.

Approved July 22, 1949.

AN ACT TO AUTHORIZE THE COUNTY OF FRANKLIN TO USE FUNDS IN THE POST-WAR REHABILITATION FUND FOR REPAIR OR CONSTRUCTION OF STILLWATER BRIDGE IN THE TOWN OF DEERFIELD. Chap. 586

Be it enacted, etc., as follows:

SECTION 1. The county of Franklin is hereby authorized to use twenty-one thousand dollars of the funds in the county treasury appropriated for a post-war rehabilitation fund for the repair or construction of Stillwater bridge over the Deerfield river in the town of Deerfield. The amount hereby authorized may be used in conjunction with funds provided by the department of public works and the town of Deerfield in the manner provided by chapter ninety of the General Laws.

SECTION 2. Section 1 of chapter 521 of the acts of 1947, as amended by section 1 of chapter 458 of the acts of 1948, is hereby repealed.

SECTION 3. This act shall take effect upon its passage.

Approved July 22, 1949.

Chap.587 AN ACT AUTHORIZING THE TRANSFER OF CERTAIN LAND ON BLACKINTON STREET IN THE EAST BOSTON DISTRICT OF THE CITY OF BOSTON FROM THE SCHOOL DEPARTMENT TO THE FIRE DEPARTMENT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The school committee of the city of Boston is hereby authorized to transfer to the fire department of said city control and charge of any part or parts or the whole of the land on the northwesterly side of Blackinton street, between Ashley and Leyden streets, in the East Boston district of said city, held by said city for school purposes. Said transfer shall take effect upon the acceptance thereof by vote of the city council of said city, subject to the provisions of its charter, but not otherwise. Thereafter so much of said land as is transferred hereunder shall be under the control and charge of said fire department, and shall be held like any land held by said city for the purposes of its fire department.

SECTION 2. This act shall take effect upon its passage.

Approved July 22, 1949.

Chap.588 AN ACT RELATIVE TO THE WORK DAYS AND HOURS OF POLICE MATRONS IN THE POLICE DEPARTMENT OF THE CITY OF NEW BEDFORD.

Be it enacted, etc., as follows:

SECTION 1. The provisions of section thirty-three A of chapter one hundred and forty-nine of the General Laws, as amended, regulating the work days and hours of employees of certain cities and towns, shall apply to police matrons employed in the police department of the city of New Bedford.

SECTION 2. This act shall take effect upon its acceptance by the city council of the city of New Bedford, subject to the provisions of its charter, but not otherwise.

Approved July 22, 1949.

Chap.589 AN ACT INCREASING THE COMPENSATION OF THE MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section thirteen of chapter two hundred and ninety-one of the acts of nineteen hundred and six, as amended, the minimum annual compensation of each patrolman of the police department of the city of Boston is hereby established as follows: — for the first year of service, three thousand dollars; for the second year of service, thirty-two hundred dollars; and for the third and each succeeding year of service, thirty-five hundred dollars. Members of such department above

the rank of patrolman shall receive the following compensation: —

Sergeant	\$4,000
Lieutenant	4,500
Captain	5,340
Deputy superintendent	5,890
Superintendent	8,750

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved July 22, 1949.

AN ACT PROVIDING FOR SITTINGS OF THE DISTRICT COURT OF WESTERN NORFOLK IN THE TOWN OF WRENTHAM INSTEAD OF IN THE TOWNS OF FRANKLIN AND WALPOLE, AND PROVIDING FOR ACCOMMODATIONS FOR SAID COURT.

Chap. 590

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 218 of the General Laws, as amended, is hereby further amended by striking out the third paragraph appearing under the caption "*Norfolk*" and inserting in place thereof the following: —

G. L. (Ter. Ed.), 218, § 1, etc., amended.

The district court of western Norfolk, held at Wrentham; Franklin, Walpole, Bellingham, Foxborough, Medway, Millis, Norfolk, Wrentham and Plainville.

District courts, western Norfolk.

SECTION 2. For the purpose of providing adequate court house accommodations and facilities for said court in the town of Wrentham, the county commissioners of the county of Norfolk may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, such land in said town as may be necessary, and may erect on such land a suitable building for said court and may equip and furnish such building.

Land to be taken for court house, authorized.

SECTION 3. For the purpose aforesaid, the treasurer of said county, with the approval of the county commissioners, may borrow upon the credit of the county such sums as may be necessary, not exceeding, in the aggregate, two hundred and fifty thousand dollars, and may issue bonds or notes of the county therefor, which shall bear on the face the words Norfolk County Court House Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be payable not more than five years from their dates. The bonds or notes shall be signed by the county treasurer and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale, upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred hereunder shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

To be financed by bond issue.

SECTION 4. The county treasurer of said county, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from

County notes may be issued.

their dates, in anticipation of the serial bonds or notes under this act, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of such temporary notes, be extended beyond the time fixed by this act. Any notes issued in anticipation of the serial bonds or notes shall be paid from the proceeds thereof.

Approved July 22, 1949.

Chap. 591 AN ACT TO FURTHER REGULATE THE LABELLING OF CHEMICAL SUBSTANCES HARMFUL TO THE HEALTH OF INDUSTRIAL WORKERS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 149, § 142A, etc., amended.

Benzol, carbon tetrachloride, etc., containers for, to be marked.

SECTION 1. Chapter 149 of the General Laws is hereby amended by striking out section 142A, as most recently amended by section 1 of chapter 463 of the acts of 1935, and inserting in place thereof the following section: — *Section 142A.* No person shall keep for sale, sell, transport or store, and no person shall have for use in any manufacturing, mechanical or mercantile establishment, benzene, represented by the chemical formula C_6H_6 , in sections one hundred and forty-two B to one hundred and forty-two F, inclusive, called benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation, in any receptacle other than part of a vehicle used exclusively for outdoor transportation, unless such receptacle is marked with the word "BENZOL", "CARBON TETRACHLORIDE" or "NAME OF SUBSTANCE", and either with the words "BEWARE OF POISONOUS FUMES" or with the words "VOLATILE SOLVENT, POISON. USE WITH ADEQUATE VENTILATION. AVOID PROLONGED BREATHING OF VAPOR".

G. L. (Ter. Ed.), 149, § 142B, etc., amended.

Labels, how marked.

SECTION 2. Said chapter 149 is hereby further amended by striking out section 142B, as most recently amended by section 2 of chapter 463 of the acts of 1935, and inserting in place thereof the following section: — *Section 142B.* No person shall keep for sale, sell, transport or store, and no person shall have for use in any manufacturing, mechanical or mercantile establishment any material containing benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation, in any receptacle other than part of a vehicle used exclusively for outdoor transportation, unless such receptacle is marked with one of the following combinations of words and figures: —

"CONTAINS LESS THAN 20 PER CENT BENZOL, CARBON TETRACHLORIDE or NAME OF SUBSTANCE",

"CONTAINS MORE THAN 15 PER CENT BENZOL, CARBON TETRACHLORIDE or NAME OF SUBSTANCE",

truly indicating the proportion of benzol, carbon tetrachloride or harmful substance incorporated in the mixture as last compounded, and with the words "BEWARE OF POISONOUS FUMES" or with the words "POISON. USE WITH ADEQUATE VENTILATION. AVOID PROLONGED BREATHING OF VAPOR".

SECTION 3. Section 142D of said chapter 149, inserted by chapter 304 of the acts of 1933, is hereby amended by striking out, in line 12, the word "benzol", and by inserting after the word "weight", in line 12, the words:— of benzol, carbon tetrachloride or harmful substance, — so as to read as follows:— *Section 142D.* The commissioner may, by reasonable rules or regulations, exempt from the provisions of sections one hundred and forty-two A and one hundred and forty-two B, under such restrictions as he may deem advisable, (a) closed receptacles which are in the possession of the manufacturer by whom the contents of such receptacles were made or compounded or of a common carrier, provided in each case that he is satisfied that such contents are to be used only outside the commonwealth; (b) receptacles containing material used exclusively as motor fuel; (c) receptacles containing material which, as last compounded, contained less than one per cent by weight of benzol, carbon tetrachloride or harmful substance.

G. L. (Ter. Ed.), 149, § 142D, etc., amended.

Commissioner to make rules, etc.

SECTION 4. Said chapter 149 is hereby further amended by striking out section 142E, inserted by said chapter 304 of the acts of 1933, and inserting in place thereof the following section:— *Section 142E.* The commissioner shall, by reasonable rules or regulations, require such reports of the manufacture, sale, receipt, possession or use of benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation, or of materials containing benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation, as he may deem advisable for the protection of persons exposed to possible injury by such benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation or materials containing benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation.

G. L. (Ter. Ed.), 149, § 142E, etc., amended.

Reports of sales, etc.

SECTION 5. Section 142F of said chapter 149, inserted by said chapter 304 of the acts of 1933, is hereby amended by inserting after the word "benzol" in line 7 and in line 8, in each instance, the words:—, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation, — so as to read as follows:— *Section 142F.* Whoever violates any provision of section one hundred and forty-two A, one hundred and forty-two B or one hundred and forty-two C, or any rule or regulation made under section one hundred and forty-two C, one hundred and forty-two D or one hundred and forty-two E,

G. L. (Ter. Ed.), 149, § 142F, etc., amended.

Penalty.

and whoever, being charged with the duty of marking any receptacle containing benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation, or any material in which benzol, carbon tetrachloride or other substance which, in the opinion of the department, is so hazardous to health to warrant regulation, is included, fails so to mark the same, and whoever wilfully removes or defaces any mark made in accordance with any of said provisions or rules or regulations, shall be punished by a fine of not more than one hundred dollars.

Approved July 22, 1949.

Chap. 592 AN ACT RELATIVE TO THE ANNUAL REPORTS OF THE COMMISSIONER OF BANKS TO THE GENERAL COURT.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 167, § 9, etc., amended.

Annual reports of the commissioner of banks.

SECTION 1. Chapter 167 of the General Laws is hereby amended by striking out section 9, as most recently amended by section 11 of chapter 292 of the acts of 1945, and inserting in place thereof the following: — *Section 9.* Annually, on or before the third Wednesday in March, the commissioner shall communicate to the general court an abstract of his report and such suggestions as he considers expedient relative to the general conduct and condition of banks under his supervision. Thereafter, and on or before the first day of April in each year, he shall make an annual report to the general court containing a statement of the condition, as of the last day of December next preceding, of each trust company, corporation subject to chapter one hundred and seventy-two A and private or foreign bank under his supervision, including any such banks as are in the hands of the commissioner, together with such other information relative to the affairs of said banks and of persons subject to chapters one hundred and sixty-nine, one hundred and seventy-three and one hundred and seventy-four as, in his opinion, the public interest may require. Annually, on or before the first day of August, he shall make a similar report containing a statement of the condition, as of the regular meeting day for the receipt of moneys in the preceding April of each co-operative bank and savings and loan association, and on or before the first day of October a similar report upon the condition, as of the last day of June next preceding, of each credit union, and on or before the first day of February a statement of the condition, as of the last business day of October next preceding of each savings bank and institution for savings under his supervision, with such other information relative to the affairs of such banks, associations and credit unions as he may deem to be in the public interest.

G. L. (Ter. Ed.), 167, § 37, amended.

SECTION 2. Section 37 of said chapter 167, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 9, the word "October" and inserting in place thereof the word: — December, — so that the third sentence

will read as follows: — Any foreign banking association or corporation transacting business in this commonwealth shall be subject to the supervision of the commissioner, and shall annually, within thirty days after the last business day of December, and at other times during each year on any past day to be specified by the commissioner, make to him in such form as may be prescribed by him a return, signed and sworn to by the treasurer, or the corresponding officer, of the corporation, showing accurately the condition thereof at the close of business on said day.

Certain foreign banking associations not to do business without permission, etc.

SECTION 3. Section 6 of chapter 169 of the General Laws, as most recently amended by section 3 of chapter 64 of the acts of 1949, is hereby further amended by striking out, in line 7 and in line 11, the word "October", and inserting in place thereof, in each instance, the word: — December, — so as to read as follows: — *Section 6.* Any person transacting the business of receiving deposits of money, for the purpose of transmitting the same or equivalents thereof to foreign countries, as described in section one shall be subject to the supervision of the commissioner, and shall annually, within thirty days after the last business day in December, and at such other times as he may specify, make to him in such form as he may prescribe a return signed and sworn to by such officers or persons as he may designate, showing accurately the condition thereof at the close of business on said last business day of December or such other day as he may specify.

G. L. (Ter. Ed.), 169, § 6, etc., amended.

Supervision of commissioner.
Returns.

SECTION 4. Section 49 of chapter 170 of the General Laws, as appearing in chapter 144 of the acts of 1933, is hereby amended by striking out, in line 3, the word "October" and inserting in place thereof the word: — April, — so that the first sentence will read as follows: — Every such corporation shall annually, within thirty days after its regular meeting day for the receipt of moneys in April, make to the commissioner, in such form as he prescribes, a report, signed and sworn to by the treasurer of the corporation, showing accurately the condition thereof at close of business on that day.

G. L. (Ter. Ed.), 170, § 49, etc., amended.

Annual reports.

SECTION 5. Section 27 of chapter 171 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 2, the word "December" and inserting in place thereof the word: — June, — so that the first sentence will read as follows: — Within twenty days after the last business day of June in each year, every credit union shall make to the commissioner a report in such form as he may prescribe, signed by the president, treasurer and a majority of the auditing committee, who shall make oath that the report is correct according to their best knowledge and belief.

G. L. (Ter. Ed.), 171, § 27, amended.

Annual reports to commissioner.

SECTION 6. Section 15 of chapter 173 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 2, the word "October" and inserting in place thereof the word: — December, — so as

G. L. (Ter. Ed.), 173, § 15, amended.

Returns.

to read as follows: — *Section 15.* Such corporation shall annually, within ten days after the last business day of December, make a return to said commissioner which shall be in the form of a trial balance of its books, and shall specify the different kinds of its liabilities and assets, stating the amount of each kind in accordance with a blank form to be furnished by him; and such returns shall be published in a newspaper of the town where such corporation is located, at the expense of such corporation, at such times and in such manner as may be directed by him.

G. L. (Ter.
Ed.), 173,
§ 16, amended.
Annual report
as to such
corporations.

SECTION 7. Said chapter 173 is hereby further amended by striking out section 16, as so appearing, and inserting in place thereof the following section: — *Section 16.* The commissioner shall include in his annual report such facts and statements relative to such corporations as the public interest requires.

Approved July 22, 1949.

Chap. 593 AN ACT RELATING TO THE CARE AND PROTECTION OF WAYWARD AND DELINQUENT CHILDREN AND JUVENILE OFFENDERS, AND TO THE REDUCTION AND PREVENTION OF DELINQUENCY AND CRIME, INCLUDING SEX CRIMES, AMONG JUVENILES.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 120, § 6,
etc., amended.

SECTION 1. Section 6 of chapter 120 of the General Laws, as appearing in section 22 of chapter 310 of the acts of 1948, is hereby amended by striking out paragraph (e) and inserting in place thereof the following: —

Discharge.

(e) Discharge him from control with notice to the court, except as provided in section twelve, when it is satisfied that such discharge is consistent with the protection of the public.

G. L. (Ter.
Ed.), 120,
§ 10A, re-
pealed.

SECTION 2. Section 10A of said chapter 120, as so appearing, is hereby repealed.

G. L. (Ter.
Ed.), 120,
§ 12, etc.,
amended.

SECTION 3. Section 12 of said chapter 120, as so appearing, is hereby amended by striking out, in line 1 and line 16, the words "on parole" and inserting in place thereof, in each instance, the words: — under supervision, — so as to read as follows: — *Section 12.* The board may release under supervision at any time, and may place children in its custody in their usual homes or in any situation or family that has been approved by the board; except that no child shall be returned to his own home immediately after commitment and the initial diagnosis without the approval of the committing court. The board may, subject to appropriation, employ agents for investigating places and for visiting and supervising children, and may provide for the maintenance, in whole or in part, of any child so placed in charge of any person. Immediately on placing children the board shall give notice to the department of public welfare of the name of each child so placed and of the name and residence of the person to whose care he is intrusted. The board may, at any time until the expiration of the period of

Release under
supervision.

Placing
children.

commitment, resume the care and custody of any child released under supervision. The board shall place children in families or homes of the religious belief of such children, but if this be impracticable then due regard shall be had to the locality, and, if practicable, the home shall be such that the children shall have the opportunity to attend religious worship of their own belief.

SECTION 4. Section 13 of said chapter 120, as so appearing, is hereby amended by striking out, in line 6, the words "parole officer employed" and inserting in place thereof the words: — person employed and authorized, — so as to read as follows: — *Section 13.* A boy or girl committed to the board and placed by it in any institution or facility, who has escaped therefrom, or who has been released on parole and broken the conditions thereof, may be arrested without a warrant by a sheriff, deputy sheriff, constable, police officer, or person employed and authorized by the board, and may be kept in custody in a suitable place and there detained until such boy or girl may be returned to the custody of the board.

G. L. (Ter. Ed.), 120, § 13, etc., amended.

Escape or breach of parole.
Arrest.

SECTION 5. Chapter 77 of the General Laws is hereby amended by striking out section 10, as appearing in the Tercentenary Edition, and inserting in place thereof the following: — *Section 10.* An inmate of a county training school persistently violating reasonable regulations thereof, or guilty of indecent or immoral conduct, or otherwise grossly misbehaving, so as to render himself an unfit subject for retention therein, may, on complaint of the officer in control of said school be committed to the youth service board.

G. L. (Ter. Ed.), 77, § 10, amended.

Disposition of unruly inmates.

SECTION 6. Section 55 of chapter 119 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the last paragraph and inserting in place thereof the following: —

G. L. (Ter. Ed.), 119, § 55, amended.

If the court shall be of opinion that the interest of the child require the attendance at any proceedings of an agent of the youth service board, and shall request such attendance by reasonable notice to said board, such agent shall attend to protect the interests of said child.

Attendance by agent of board.

Approved July 22, 1949.

AN ACT ELIMINATING FROM THE GENERAL LAWS A REFERENCE TO A CERTAIN LAW RELATING TO THE COMMITMENT OF FEMALE TRUANTS, ABSENTEES AND SCHOOL OFFENDERS IN THE CITY OF BOSTON.

Chap. 594

Be it enacted, etc., as follows:

Section 14 of chapter 77 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in lines 1 and 2, the words "chapter two hundred and two of the acts of nineteen hundred and eleven or", — so as to read as follows: — *Section 14.* Nothing contained in this chapter shall affect chapter seven hundred

G. L. (Ter. Ed.), 77, § 14, amended.

Elimination of references to certain acts.

and thirty-eight of the acts of nineteen hundred and fourteen relative to truants, absentees and school offenders in Boston.

Approved July 22, 1949.

Chap.595 AN ACT RELATIVE TO THE COMMITMENT OF CHILDREN WHO COMMIT AN OFFENCE WHILE UNDER THE AGE OF SEVENTEEN AND ARE NOT APPREHENDED UNTIL AFTER REACHING THE AGE OF SEVENTEEN.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 119, § 72, etc., amended.

Jurisdiction of courts in their juvenile sessions continued, etc.

Section 72 of chapter 119 of the General Laws, as most recently amended by section 10 of chapter 310 of the acts of 1948, is hereby further amended by inserting after the word "committed", in lines 22 and 23, the words: — , or when a child between the ages of sixteen and seventeen commits an offence and is not apprehended until after reaching the age of seventeen the court may commit such child to the youth service board or to any other institution to which he might be committed for such violation of law, — so as to read as follows: — *Section 72.* Courts may continue to exercise jurisdiction in their juvenile sessions over children who become seventeen years of age or who pass the age limit for bringing the kind of complaint or proceeding before the court, pending adjudication on their cases, or during continuances or probation, or after their cases have been placed on file, or where a child between the ages of sixteen and seventeen commits an offence and is not apprehended until after reaching the age of seventeen the court may deal with said child in the same manner as if he or she had not reached the age of seventeen, and all provisions and rights applicable to a child under seventeen shall apply to said child. Nothing herein shall authorize the commitment of any child over seventeen years of age to the youth service board, or give any court any power or authority over said children after they become eighteen years of age, except that, on the revocation of the suspension of the execution of a sentence or order of commitment, such sentence or order of commitment may be executed, notwithstanding that the child sentenced or ordered committed has passed the age limit for commitment to the youth service board to which he was sentenced or ordered committed, or when a child between the ages of sixteen and seventeen commits an offence and is not apprehended until after reaching the age of seventeen the court may commit such child to the youth service board or to any other institution to which he might be committed for such violation of law.

Approved July 22, 1949.

Chap.596 AN ACT RELATIVE TO THE SALARIES OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SALEM.

Be it enacted, etc., as follows:

SECTION 1. The mayor of the city of Salem shall receive for his services such salary as the city council thereof by

ordinance shall determine, not exceeding seventy-five hundred dollars, notwithstanding the provisions of section sixty-two of chapter forty-three of the General Laws.

SECTION 2. The city council of said city may, by a two thirds vote of all its members taken by call of the yeas and nays, establish a salary for its members not exceeding seven hundred and fifty dollars each, notwithstanding the provisions of said section sixty-two.

SECTION 3. This act shall be submitted for acceptance to the registered voters of the city of Salem at the regular municipal election in the current year in the form of the following question which shall be placed upon the official ballot to be used at said election: — "Shall an act of the general court passed in the current year, entitled 'An Act relative to the salaries of the mayor and city council of the city of Salem', be accepted?" If a majority of the voters voting thereon vote in the affirmative in answer to said question, this act shall thereupon take full effect, but not otherwise.

Approved July 22, 1949.

AN ACT ESTABLISHING A TOWN MANAGER FORM OF GOVERNMENT FOR THE TOWN OF STONEHAM. *Chap. 597*

Be it enacted, etc., as follows:

SECTION 1. Upon the acceptance of this act by the town of Stoneham, as hereinafter provided, beginning with the year nineteen hundred and fifty, the regular town election of said town for the purpose of electing town officers, in accordance with the provisions of this act, and for the submission of questions to the voters of the town, if required to be submitted thereat, shall be held biennially on the first Monday in March in every even numbered year, and shall be considered part of the annual town meeting held in that year. All articles in the warrant for any regular town meeting to be acted upon and determined otherwise than by ballot shall be considered at a town meeting to be held annually on the second Monday of March at seven thirty o'clock in the evening.

SECTION 2. *Election of Moderator.* — At the first town election following the acceptance of this act, and at each biennial election thereafter, the registered voters of the town shall elect a moderator who shall hold office for the term of two years from the biennial town election at which he is elected. He shall be sworn to the faithful performance of his duties by the town clerk or a justice of the peace.

SECTION 3. *Election of Selectmen.* — At the first town election following the acceptance of this act, and at each biennial election thereafter, the registered voters of the town shall elect five selectmen who shall hold office for a term of two years from the biennial town election at which they are elected. The selectmen elected hereunder shall serve until the qualification of their successors. A vacancy in the membership of the board of selectmen shall be filled at a special

election called for the purpose on the fourth Monday following the date of the vacancy. Upon the election and qualification of selectmen in the year nineteen hundred and fifty, the term of office of the members of the board of selectmen then existing shall terminate. They shall be sworn to the faithful performance of their duties by the town clerk or a justice of the peace.

SECTION 4. *Appointive Powers of Selectmen.* — The selectmen shall appoint, and may remove election officers and the registrars of voters, except the town clerk.

SECTION 5. *Election of School Committee.* — At the first biennial election following the acceptance of this act the registered voters of the town shall elect two members of the school committee for a term of two years, two members of said committee for a term of four years, and one member of said committee for a term of six years, and thereafter at each biennial election the registered voters of the town shall elect a member or members for a term of six years in the place of those whose terms are to expire. Members of the school committee elected hereunder shall serve until the qualification of their successors. When a vacancy occurs in the membership of the school committee it shall be filled in the manner provided herein for filling vacancies in the board of selectmen. Upon the election and qualification of the members of the school committee in the year nineteen hundred and fifty, the terms of office of the members of the then existing committee shall terminate.

SECTION 6. *Powers of School Committee.* — Upon the election and qualification of the five members of the school committee elected as herein provided, all the powers, rights, duties and liabilities, except as hereinafter provided, now or hereafter conferred or imposed by law upon the school committee, shall be exercised and performed by the school committee elected under the provisions of this section. Nothing in this act shall be construed to affect the powers and duties of the school committee as provided by law, except as specifically provided herein.

SECTION 7. *Multiple Officers.* — A member of the board of selectmen, or of the school committee, or of the finance committee shall, during the term for which he was elected or appointed, be ineligible either by election or appointment to hold any other town office. Any person appointed by the town manager to any town office under the provisions of this act or of any general or special law shall be eligible during the term of said office to appointment to any other town office, except that the town accountant shall not be eligible to hold the position of town treasurer or the position of town collector. The town manager, subject to any applicable provision of the General Laws relating thereto, may assume the duties of any office which he is authorized to fill by appointment.

SECTION 8. *Investigations or Surveys.* — For the purpose of making investigations or surveys, the selectmen may

employ such experts, counsel and other assistants and incur such other expenses, not exceeding in any year the sum of one thousand dollars, or such larger sum as may be appropriated for the purpose by the town, as they may deem necessary, and the same shall be paid by the treasurer upon a warrant signed by a majority of the board of selectmen.

TOWN MANAGER.

SECTION 9. *Appointment of Town Manager.* — The selectmen elected as provided herein shall appoint, as soon as practicable, for a term of five years, a town manager who shall be a person especially fitted by education, training and experience to perform the duties of the office. The town manager shall be appointed without regard to his political beliefs. He need not be a resident of the town or of this commonwealth when appointed, but shall be a resident of the town during his term of office. He may be appointed for successive terms of office. Before entering upon the duties of his office, the town manager shall be sworn to the faithful and impartial performance thereof by the town clerk, or by a justice of the peace. He shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such surety or sureties as may be fixed or approved by the selectmen.

SECTION 10. *Appointment of a Temporary Manager.* — Any vacancy in the office of town manager shall be filled as soon as possible by the selectmen. Pending the appointment of a town manager or the filling of any vacancy, the selectmen shall appoint a suitable person to perform the duties of the office within seven days.

SECTION 11. *Acting Manager.* — The town manager may designate, by letter filed with the town clerk, a qualified officer of the town to perform his duties during his temporary absence or disability. In the event of failure of the manager to make such designation, the selectmen may, by resolution, designate an officer of the town to perform the duties of the manager until he shall return or his disability shall cease.

SECTION 12. *Removal of Manager.* — The selectmen, by a four fifths vote of the full membership of the board, may remove the town manager. At least thirty days before such proposed removal shall become effective, the selectmen shall file a preliminary written resolution with the town clerk setting forth in detail the specific reasons for his proposed removal, a copy of which resolution shall be delivered to the town manager. The manager may reply in writing to the resolution and may request a public hearing. If the manager so requests, the board of selectmen shall hold a public hearing not earlier than twenty days nor later than thirty days after the filing of such request. After such public hearing, if any, otherwise at the expiration of thirty days following the filing of the preliminary resolution, and after full consideration, the selectmen by a four fifths vote of the full membership of the board may adopt a final reso-

lution of removal. In the preliminary resolution, the selectmen may suspend the manager from duty, but shall in any case cause to be paid to him forthwith any unpaid balance of his salary and his salary for the next three calendar months following the filing of the preliminary resolution. Within thirty days after a hearing provided for herein, the town manager who was removed may bring a petition in the district court of the judicial district of the town, addressed to the justice of the court, praying that the action of the board in removing him be reviewed by the court, and after such a notice to such board or town manager as the court deems necessary, it shall review such action, hear any and all of the witnesses and determine whether or not upon all the evidence such action was justified. If the court finds such action was justified, the decision at the hearing shall be affirmed, otherwise it shall be reversed and the petitioner shall be reinstated in his office without loss of compensation. The decision of the court shall be final and conclusive upon the parties.

SECTION 12A. *Compensation of Manager.* — The town manager shall receive such compensation for his services as the selectmen shall determine but it shall not exceed the amount appropriated therefor by the town.

SECTION 13. *Powers and Duties of the Manager.* — In addition to specific powers and duties provided in this act the town manager shall have the general powers and duties enumerated in this section: —

(a) The town manager shall supervise and direct the administration of all departments, commissions, boards and offices, except the board of selectmen, the school committee, election officers and the registrars of voters.

(b) The town manager, in accordance with the provisions of this act and except as otherwise expressly prohibited by the General Laws, may reorganize, consolidate or abolish departments, commissions, boards or offices under his direction and supervision, in whole or in part, may establish such new departments, commissions, boards or offices as he deems necessary, and may transfer the duties, powers and appropriation of one department, commission, board or office to another.

(c) Except as otherwise provided by this act, the town manager shall appoint upon merit and fitness alone, and, subject to the provisions of chapter thirty-one of the General Laws where applicable, may remove, all officers and employees of the town, except employees of the school department; town officers and employees not subject to the provisions of said chapter thirty-one shall not be removed by him except on five days' notice in writing, setting forth the cause of such removal.

(d) Notwithstanding the provisions of section one hundred and eight of chapter forty-one of the General Laws, but subject to all applicable provisions of chapter thirty-one of the General Laws, the town manager shall fix the compensation of all town officers and employees subject to removal by him.

(e) The town manager shall attend all regular meetings of the board of selectmen except meetings at which his removal is being considered.

(f) The town manager shall keep full and complete records of his office, and shall render as often as may be required by the selectmen a full report of all operations during the period reported on.

(g) The town manager shall keep the selectmen fully advised as to the needs of the town and shall recommend to the selectmen for adoption such measures requiring action by them or by the town as he may deem necessary or expedient.

(h) The town manager shall have jurisdiction over the rental and use of all town property and shall be responsible for the maintenance and repair of all town buildings. He shall be responsible for the preparation of plans and the supervision of work on existing buildings or on the construction of new buildings.

(i) The town manager shall purchase all supplies and materials and equipment, except books for schools and libraries, and shall award all contracts for all departments of the town. He shall make purchases for departments not under his supervision only upon requisition duly signed by the head of such department.

(j) The town manager shall administer either directly or through a person or persons appointed by him in accordance with this act all provisions of general and special laws applicable to said town, all by-laws and all regulations established by the selectmen.

(k) The town manager shall have authority to prosecute, defend and compromise all litigation to which the town is a party, and to employ special counsel to assist the town counsel whenever in his judgment it may be necessary.

(l) The town manager shall perform such other duties, consistent with his office, as may be required of him by the by-laws of the town or by vote of the selectmen.

SECTION 14. *Investigations by the Manager.* — The town manager may without notice cause the affairs of any division or department under his control or the conduct of any officer or employee thereof to be examined. The town manager shall have access to all town books and papers for information necessary for the proper performance of his duties.

SECTION 15. *Appointment of Planning Board.* — There shall be established a planning board as herein provided which shall have all the powers and duties of planning boards established in accordance with section eighty-one A of chapter forty-one of the General Laws, except that such planning board shall not be authorized to act as commissioners. The board established hereunder shall consist of five members who shall be appointed by the town manager. When such board is first established its members shall be appointed for terms of such length and so arranged that the term of at least one member shall expire each year and his

successor shall be appointed by the town manager for a term of five years. Any vacancy shall be filled for the unexpired term by the town manager. Upon the appointment and qualification of the members of the board, the term of office of members of the then existing planning board shall terminate.

SECTION 16. *Appointment of Board of Public Welfare.*

— The town manager shall appoint a board of public welfare to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of public welfare, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of public welfare as provided in this section the terms of office of the members of the then existing board of public welfare of the town shall terminate. The board of public welfare appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of public welfare of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the town clerk or by a justice of the peace.

SECTION 17. *Appointment of Board of Health.* — The town manager shall appoint a board of health to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of health, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of health as provided in this section, the terms of office of the members of the then existing board of health of the town shall terminate. The board of health appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of health of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the town clerk or by a justice of the peace.

SECTION 18. *Appointment of Board of Park Commissioners.* — The town manager shall appoint a board of park commissioners to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of park commissioners, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of park commissioners as provided in this section, the terms of office of the members of the then existing board of park commissioners of the town shall terminate. The board of park commissioners appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon the boards of park commissioners of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the town clerk or by a justice of the peace.

SECTION 19. *Appointment of Board of Cemetery Commissioners.* — The town manager shall appoint a board of cemetery commissioners to consist of five suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, and one for a term of five years; and annually thereafter there shall be appointed by the town manager, a member for a term of five years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of cemetery commissioners, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of cemetery commissioners as provided in this section the terms of office of the members of the then existing board of cemetery trustees of the town shall terminate. The board of cemetery commissioners appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon boards of cemetery commissioners of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the town clerk or by a justice of the peace.

SECTION 20. *Appointment of Board of Library Trustees.* — The town manager shall appoint a board of library trus-

tees to consist of five suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, and one for a term of five years; and annually thereafter there shall be appointed by the town manager a member for a term of five years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of library trustees, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of the members of the board of library trustees as provided in this section the terms of office of the then existing board of library trustees shall terminate. The board of library trustees appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to the duties and liabilities conferred or imposed by law upon boards of library trustees of towns but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties by the town clerk or a justice of the peace.

SECTION 21. *Appointment of Board of Assessors.* — The town manager shall appoint three suitably qualified persons as assessors. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, an assessor for a term of three years in the place of the assessor whose term is to expire. The assessors shall serve until their successors are appointed and qualified. If for any reason a vacancy occurs in the membership of the board of assessors, the vacancy shall be filled forthwith by the town manager for the unexpired term. Upon the appointment and qualification of assessors as provided in this section the terms of office of the members of the then existing board of assessors of the town shall terminate. The assessors appointed hereunder shall organize for the proper conduct of their duties and shall possess all the powers and rights and be subject to all the duties and liabilities conferred or imposed by law upon assessors of towns, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. They shall be sworn to the faithful performance of their duties in accordance with section twenty-nine of chapter forty-one of the General Laws, by the town clerk or a justice of the peace.

SECTION 22. *Town Clerk.* — The town manager shall appoint a suitably qualified person to the office of town clerk. The existing elective office of town clerk shall be continued until the person appointed to said office of town clerk, shall have qualified, at which time the elective office of town clerk shall terminate. The town clerk shall have the powers, per-

form the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town clerks. He shall be sworn to the faithful performance of his duties by the chairman of the selectmen or by a justice of the peace. The town clerk shall serve ex officio as clerk of the board of selectmen. The town clerk shall be subject to the general supervision and direction of the town manager in the performance of his duties.

SECTION 23. *Town Treasurer.* — The town manager shall appoint a suitably qualified person to the office of town treasurer. The existing elective office of town treasurer shall be continued until the person appointed to said office of town treasurer shall have qualified, at which time the elective office of town treasurer shall terminate. The town treasurer shall have the powers, perform the duties, and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town treasurers but in the conduct of his office shall be subject to the supervision and direction of the town manager. Whenever it shall be necessary to execute any deed conveying land, or any other instrument required to carry into effect any vote of the town, the same shall be executed by the treasurer in behalf of the town, unless the town shall vote otherwise. The town treasurer shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 24. *Town Collector.* — The town manager shall appoint a suitably qualified person to the office of town collector. The existing elective office of town collector shall be continued until the person appointed to said office of town collector shall have qualified, at which time the elective office of town collector shall terminate. The collector shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town collectors except that in the performance of his duties he shall be subject to the general supervision and direction of the town manager. The town collector shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 25. *Town Accountant.* — The town manager shall appoint a suitably qualified person to the office of town accountant. The town accountant in office when this act becomes effective shall continue in office, but otherwise subject to removal by the town manager as provided herein. Except as otherwise provided in this act, the town accountant shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town accountants but in the performance of his duties he shall be subject to the general supervision and direction of the town manager. The town accountant shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace.

SECTION 26. *Superintendent of Public Works.* — The town manager shall appoint a suitably qualified person to

the office of superintendent of public works. The superintendent of public works in office when this act becomes effective shall continue in office, subject to the provisions of chapter thirty-one of the General Laws, if applicable, but otherwise subject to removal by the town manager as provided herein. The superintendent of public works shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon any officer or officers having similar duties, but in the performance of his duties he shall be subject to the general supervision and direction of the town manager.

SECTION 27. *Tree Warden.* — The town manager shall appoint a suitably qualified person to the office of tree warden. The existing elective office of tree warden shall be continued until the person appointed to said office of tree warden shall have qualified; at which time the elective office of tree warden shall terminate. The tree warden shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon tree wardens but in the conduct of his office he shall be subject to the supervision and direction of the town manager. The tree warden shall be sworn to the faithful performance of his duties by the town clerk or a justice of the peace.

LEGAL AFFAIRS.

SECTION 28. *Appointment of Town Counsel.* — The town manager shall annually appoint an attorney-at-law to act as town counsel, who shall draft all bonds, deeds, leases, obligations, conveyances and other legal instruments and shall perform such other legal services as may be requested of him, by vote of the town, by the town manager, or any board of town officers. Also, when so requested he shall furnish a written opinion on any question that may be submitted to him, and he shall at all times upon request of the town manager furnish legal advice to any officer of the town who may require his advice upon any subject concerning the duties of such officer. He shall prosecute all suits or other legal proceedings ordered to be brought by the town or by the board of selectmen, and shall appear before the courts of the commonwealth in defense of all actions or suits brought against the town or its officers in their official capacity, and shall try and argue any and all causes in which the town shall be a party or before any board of referees or commission and shall appear at any and all hearings on behalf of the town whenever his services may be required.

FISCAL AFFAIRS.

SECTION 29. *Approval of Warrants.* — The town manager shall be the chief fiscal officer of the town. Warrants for the payment of town funds prepared by the town accountant in accordance with the provisions of section fifty-six of chapter forty-one of the General Laws shall be submitted to the

town manager. The approval of any such warrant by the town manager shall be sufficient authority to authorize payment by the town treasurer, but the selectmen shall approve all warrants in the event of the absence of the town manager or a vacancy in the office of town manager.

SECTION 30. *Investigation of Claims.* — Whenever any payroll, bill or other claim against the town is presented to the town manager he shall, if the same seems to him to be of doubtful validity, excessive in amount, or otherwise contrary to the interests of the town, refer it to the selectmen who shall immediately investigate the facts and determine what, if any, payment should be made. Pending such investigation and determination by the selectmen, payment shall be withheld.

SECTION 31. *Receipts paid to Treasury.* — Every officer shall pay into the treasury of the town all amounts received by him on behalf of the town, and shall make a true return thereof to the town accountant stating the accounts upon which such amounts were received.

SECTION 32. *Fees paid to Treasury.* — The aggregate annual compensation of each town employee appointed by the manager shall be limited to the amount established in accordance with the provisions of this act and all fees received in accordance with the provisions of any general or special law shall be paid into the treasury of the town.

SECTION 33. *Certain Town Officers not to make Contracts with the Town.* — It shall be unlawful for any selectman, the town manager, any member of the school committee, any trustee of the public library, or any other elective or appointive official, except as otherwise provided by this act or any other provision of law, directly or indirectly to make a contract with the town, or to receive any commission, discount, bonus, gift, contribution or reward from, or any share in the profits of, any person or corporation making or performing such a contract, unless the official concerned, immediately upon learning of the existence of such contract, or that such a contract is proposed, shall notify the selectmen in writing of the contract and of the nature of his interest therein and shall abstain from doing any official act on behalf of the town in reference thereto. In case such interest exists on the part of an officer whose duty it is to make such a contract on behalf of the town, the contract may be made by another officer or voter of the town duly authorized thereto by vote of the selectmen. Violation of any provision of this section shall render the contract in respect to which such violation occurs voidable at the option of the town. Any person violating any provision of this section shall be punished by a fine of not more than one thousand dollars, or by imprisonment for not more than one year, or by both such fine and imprisonment.

SECTION 34. *Estimates of Expenditures.* — On or before the first day of December of each year, the town manager shall submit to the selectmen a careful, detailed estimate in

writing of the probable expenditures of the town government for the ensuing fiscal year, stating the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town, and showing specifically the amount necessary to be provided for each fund and department, together with a statement of the expenditures of the town for the same purposes in the two preceding years and an estimate of the expenditures for the current year. He shall also submit a statement showing all revenues received by the town in the two preceding fiscal years together with an estimate of the receipts of the current year and an estimate of the amount of income from all sources of revenue exclusive of taxes upon property in the ensuing year. He shall report the probable amount required to be levied and raised by taxation to defray all expenses and liabilities of the town together with an estimate of the tax rate necessary to raise said amount. For the purpose of enabling the town manager to make up the annual estimates of expenditures, all boards, officers, and committees of the town shall, upon his written request, furnish all information in their possession and submit to him in writing a detailed estimate of the appropriations required for the efficient and proper conduct of their respective departments during the next fiscal year.

SECTION 35. *Annual Budget.* — The selectmen shall consider the tentative budget submitted by the town manager and make such recommendations relative thereto as they deem expedient and proper in the interests of the town. On or before the twentieth day of December of each year the selectmen shall transmit a copy of the budget together with their recommendations relative thereto to each member of the finance committee.

FINANCE COMMITTEE.

SECTION 36. *Appointment of Finance Committee.* — There shall be a finance committee consisting of nine registered voters of the town. No elective or appointive town officer or town employee shall be eligible to serve on said committee. The moderator elected under the provisions of this act in the year nineteen hundred and fifty shall forthwith appoint three members of the finance committee for terms of one year, three members for terms of two years, and three members for terms of three years. At each annual meeting thereafter the moderator shall appoint three members of said committee for terms of three years. The terms of office of said members shall commence immediately upon their qualification and shall expire at the final adjournment of the annual town meeting at which their successors are appointed. Said committee shall choose its own officers and shall serve without pay. It shall cause to be kept a true record of its proceedings. Upon the appointment and qualification of a finance committee as provided herein the terms of office of all members of the then existing finance and advisory board shall terminate.

SECTION 37. *Appointments to fill Vacancies.* — The said committee shall fill any vacancy which may occur in its membership, by vote, an attested copy of which shall be sent by its secretary to the town clerk. If any member is absent from five consecutive meetings of said committee, except in case of illness, his position shall be deemed to be vacant and shall be filled as herein provided. The term of office of any person so chosen to fill a vacancy shall expire at the final adjournment of the next succeeding annual town meeting, and the moderator shall appoint his successor to complete the unexpired term of the member in whose office such vacancy originally occurred.

SECTION 38. *Consideration of Town Warrant.* — All articles in any warrant for a town meeting except articles providing for election of town officers and except zoning articles shall be referred to the finance committee for its consideration. The selectmen after drawing any such warrant shall transmit immediately a copy thereof to each member of said committee. A public hearing shall be held at least ten days before the annual town meeting upon all such articles in the warrant for such meeting and a notice of such hearing shall be given by posting a copy thereof in at least three public places in the town not less than three days before the time of holding such hearing. The finance committee may hold a public hearing on any or all articles in the warrant for a special town meeting. Notice of such hearing shall be given by posting a copy thereof in at least three public places in the town not less than three days before the time of holding such hearing. Said committee, after due consideration of the subject matter of such articles in any warrant, shall report thereon to the town meeting, in writing, such recommendations as it deems best for the interests of the town and its citizens. The report of the finance committee on such articles in the warrant for any annual meeting shall be filed with the town clerk not later than the fifteenth day of February and the town clerk shall forthwith cause said report to be printed and a copy thereof to be distributed prior to said meeting to each registered voter in the town.

SECTION 39. *Recommendations by Committee.* — It shall be the duty of the finance committee annually to consider the expenditures in previous years and the estimated requirements for the ensuing year as set forth in the budget submitted to them by the selectmen. The finance committee shall add to the statement of expenditures and estimates in the annual budget another column, giving the amounts which in its opinion should be appropriated for the ensuing year, and shall further add thereto such explanations and suggestions relating to the proposed appropriations as it may deem expedient, and report thereon as provided in section thirty-eight.

SECTION 40. *Free Access to Financial Data.* — In the discharge of its duty, said committee shall have free access to all books of records and accounts, bills and vouchers on which

money has been or may be paid from the town treasury. Officers, boards and committees of the town shall, upon request, furnish said committee with facts, figures and any other information pertaining to their several activities.

SECTION 41. *Annual Report.* — It shall be the duty of the finance committee to make an annual report of its doings, with recommendations relative to financial matters and the conduct of town business, which shall be included in the annual town report.

SECTION 42. *Holder of an Elective Office may be Recalled.* — Any holder of an elective office may be recalled therefrom by the registered voters of the town as herein provided.

SECTION 43. *Recall Petition, Preparation, Filing.* — Any fifty registered voters of the town may file with the town clerk an affidavit containing the name of the officer sought to be recalled and a statement of the grounds for recall. The town clerk shall thereupon deliver to said voters making the affidavit copies of petition blanks demanding such recall, printed forms of which he shall keep available. The blanks shall be issued by the town clerk with his signature and official seal attached thereto. They shall be dated, shall be addressed to the selectmen, and shall contain the names of the fifty persons to whom they are issued, the name of the person whose recall is sought, the grounds of recall as stated in the affidavit, and shall demand the election of a successor in said office. A copy of the petition shall be entered in a record book to be kept in the office of the town clerk. The recall petition shall be returned and filed with the town clerk within twenty days after the filing of the affidavit, and shall have been signed by at least twenty per cent of the registered voters of the town, who shall add to their signatures the street and number, if any, of their residences.

The town clerk shall submit the petition to the registrars of voters in the town, and the registrars shall forthwith certify thereon the number of signatures which are names of registered voters of the town.

SECTION 44. *Removal and Election.* — If the petition shall be found and certified by the town clerk to be sufficient, he shall submit the same with his certificate to the selectmen without delay, and the selectmen shall forthwith give written notice of the receipt of the certificate to the officer sought to be recalled, and shall, if the officer does not resign within five days thereafter, thereupon order an election to be held on a Tuesday fixed by them not less than twenty-five nor more than thirty-five days after the date of the town clerk's certificate that a sufficient petition is filed; provided, however, that if any other town election is to occur within sixty days after the date of the certificate, the selectmen shall postpone the holding of the recall election to the date of such other election. If a vacancy occurs in said office after a recall election has been ordered, the election shall nevertheless proceed as provided in this act.

SECTION 45. *Nomination of Candidates.* — The question

of recalling any number of officers may be submitted at the same election. But as to each officer whose recall is sought there shall be a separate ballot. The nomination of candidates to succeed an officer whose recall is sought, the publication of the warrant for the recall election and the conduct of such election shall all be in accordance with the provisions of the General Laws applicable thereto.

SECTION 46. *Ballots.* — Ballots used in a recall election shall submit the following propositions in the order indicated: —

For the recall of (name of officer).
Against the recall of (name of officer).

Immediately at the right of each proposition there shall be a square in which the voter, by making a cross mark (X), may vote for either of the said propositions. Under the proposition shall appear the word "Candidates", the directions to voters required by the General Laws applicable thereto.

SECTION 47. *Election.* — If a majority of the votes cast on the question of recalling an officer shall be against his recall, he shall continue in office but subject to recall as provided in this act. If a majority of such votes be for the recall of the officer designated on the ballot, he shall, regardless of any defects in the recall petition be deemed removed from office. When an officer is recalled from office, the candidate to succeed the officer recalled shall be determined in accordance with the provisions of General Laws applicable thereto.

SECTION 48. *Election in Event of Resignation.* — If an office in regard to which a sufficient recall petition is filed becomes vacant before the ballots are printed, the election shall be held as hereinbefore provided, except that the title of the ballot shall be "Town Election", that the propositions in regard to the recall shall be omitted from the ballot, and that above the names of the candidates there shall appear on the ballot the words "Candidates to succeed (name of officer) resigned." (If he resigned his office.)

SECTION 49. *Subsequent Recall.* — No recall petition shall be filed against an officer within three months after he takes office, nor in the case of an officer subjected to a recall election and not recalled thereby, until at least three months after the election at which his recall was submitted to the voters of the town.

SECTION 50. *Person Recalled not to be Appointed to Any Town Office within Two Years.* — No person who has been recalled from an office, or who has resigned from office while recall proceedings were pending against him, shall be appointed to any town office within two years after such recall or such resignation.

SECTION 51. *Duties of Certain Town Officials relative to Election.* — It shall be the duty of the selectmen and the town clerk in office and any other town official upon whom by reason of his office a duty devolves under the provisions of this act, when this act is accepted by the registered voters

as herein provided, to comply with all the requirements of law relating to elections, to the end that all things may be done necessary for the nomination and election of the officers first to be elected under this act.

SECTION 52. *Submission of Act and Time of Taking Effect.* — This act shall be submitted to the qualified voters of the town of Stoneham for acceptance at the annual election to be held on the first Monday in March, nineteen hundred and fifty. The vote shall be taken by ballot in answer to the following question which shall be printed on the official ballot: "Shall an act passed by the general court in the year nineteen hundred and forty-nine entitled 'An act establishing a Town Manager form of Government for the Town of Stoneham' be accepted?" If this act shall be accepted by a majority of the qualified voters voting thereon, it shall take effect immediately following the next annual town meeting for the purpose of the appointment by the selectmen as herein provided of a town manager. All budgets and estimates of appropriations required for the ensuing fiscal year prepared by heads of departments under his control prior to the annual town meeting shall be subject to the supervision and approval of the town manager. Upon acceptance by a majority of the qualified voters as herein provided, this act shall also take effect for the purposes of the annual meeting for the year following its acceptance and for all things that pertain to said election, and shall take full effect upon the election and qualification of the selectmen, except as herein provided. If this act is rejected by the qualified voters of the town of Stoneham when first submitted to said voters under this section, it shall be submitted for acceptance in like manner to such voters at the annual town election in said town in the year nineteen hundred and fifty-one, and if it is not accepted at said annual town election, it shall again be submitted for acceptance in like manner to such voters at the annual town election in the year nineteen hundred and fifty-two, and, if accepted by a majority of such voters voting thereon at either of said elections, shall take effect as hereinbefore provided.

SECTION 53. *By-Laws, Rules, etc.* — All laws, by-laws, rules and regulations in force in the town of Stoneham when this act takes effect, not inconsistent with its provisions, whether enacted by authority of the town or any other authority, shall continue in full force and effect until otherwise provided by law, by-law or vote; all other laws, by-laws, rules and regulations, so far as they refer to the town of Stoneham, are hereby repealed and annulled, but such repeal shall not revive any pre-existing enactment.

SECTION 54. *Revocation of Acceptance.* — At any time after the expiration of three years from the date on which this act is accepted, and not less than sixty days before the date of an annual meeting, a petition, signed by not less than twenty per cent of the registered voters of the town,

may be filed with the selectmen, requesting that the question of revoking the acceptance of this act be submitted to the voters. Thereupon the selectmen shall cause the question of revocation of the acceptance to be placed on the ballot at the next annual election. At said election the vote shall be taken in answer to the following question which shall be printed on the official ballot: "Shall the acceptance by the town of Stoneham of an act passed by the General Court in the year nineteen hundred and forty-nine, entitled 'An act establishing a Town Manager form of Government for the Town of Stoneham' be revoked?" If such revocation is favored by a majority of the voters voting thereon by ballot, the acceptance of this act shall be revoked and this act shall become null and void beginning with the annual town meeting next following such vote, which meeting shall be held at such time, in conformity with general law, as may be determined by vote of the town; provided, that all town officers holding office under this act shall continue to hold office until their successors have been duly qualified. At the first annual town election following such vote of revocation the registered voters of the town shall elect by ballot all elective officers and boards whose election to office was required prior to the acceptance of this act and the terms of office shall be so arranged that there shall be elected annually thereafter such officers as were elected annually prior to the acceptance of this act. It shall be the duty of the selectmen and the town clerk in office and any other town official upon whom by reason of his office a duty devolves when this act is revoked, to comply with all the requirements of this section relating to elections, to the end that all things may be done necessary for the nomination and election of the officers required to be elected following the revocation of this act. The said revocation shall not affect any contract then existing or any action at law or any suit in equity or any other proceedings then pending, with the exception of any contract made by the town with the town manager then in office, whose office shall be abolished immediately upon such vote, but who shall receive three months' compensation from such date following such revocation. The board of selectmen shall be charged with all the powers and duties of the town manager which duties and responsibilities may discharge by themselves or by a temporary town manager appointed by them. Any special laws relative to said town which are repealed by this act shall be revived by such revocation. Any by-law in force when said revocation takes effect, so far as consistent with the general laws respecting town government and town officers and with said special laws, shall not be affected thereby.

SECTION 55. Chapter 273 of the acts of 1913 is hereby repealed.

Approved July 22, 1949.

Chap. 598 AN ACT TO PROVIDE FOR THE CONSTRUCTION BY THE CITY OF BOSTON OF A SEWAGE TREATMENT PLANT AND APPURTENANT WORKS.

Be it enacted, etc., as follows:

SECTION 1. The city of Boston is hereby authorized to construct a sewage treatment plant and appurtenant works at the Calf Pasture pumping station, so called, in the Dorchester district of said city in general accordance with plans approved by the state department of public health, and to reconstruct and alter the existing sewerage works of said city at said pumping station, at Moon island in Boston harbor, and at other locations within the Boston main drainage system, so called. The construction of said sewage treatment plant shall be commenced not later than April first, nineteen hundred and fifty and shall be completed prior to July first, nineteen hundred and fifty-five. Section thirteen of chapter seven hundred and five of the acts of nineteen hundred and forty-five shall govern the disposal of sludge from said sewage treatment plant. Said city may acquire by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws, or by purchase, gift, devise or otherwise any lands or rights therein, including, without limiting the generality of the foregoing, water rights and privileges necessary for the establishment and operation of a system of sewage treatment.

SECTION 2. For the purpose of providing funds to meet the expenses of carrying out the provisions of this act, the city of Boston may borrow, from time to time, not exceeding in the aggregate twelve million dollars, and may issue bonds or notes therefor which shall bear on their face the words: — City of Boston, Sewage Treatment Plant, Act of 1949. Each issue shall constitute a separate loan and such loans shall be paid in not more than thirty years from their dates. Indebtedness incurred under this act shall be outside the statutory limit of indebtedness, but shall, except as herein otherwise provided, be subject to all laws relative to the incurring of debt by said city exclusive of the first paragraph of section seven of chapter forty-four of the General Laws.

SECTION 3. This act shall take effect upon its passage.

Approved July 25, 1949.

Chap. 599 AN ACT RELATIVE TO THE PAYMENT OF VETERANS' BENEFITS IN CERTAIN EMERGENCY CASES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 115, § 5, etc., amended.

Section 5 of chapter 115 of the General Laws, as amended by section 2 of chapter 535 of the acts of 1948, is hereby further amended by striking out the last paragraph and inserting in place thereof the following paragraph: —

Payment of benefits.

Nothing in this chapter shall be deemed to prohibit the granting of veterans' benefits by a city or town in excess of

the amount authorized or approved by the commissioner in any particular case, or the paying of such benefits as may be necessary to meet the emergency needs of any applicant prior to the date of the approval by the commissioner of the payment of benefits under any such application if the veterans' agent making such grant or payment forthwith furnishes the commissioner with a written statement of his reasons for taking such action.

Approved July 25, 1949.

AN ACT RELATIVE TO THE COMPENSATION TO BE PAID TO CERTAIN VETERANS OF WORLD WAR II WHO RECEIVED DELAYED PROMOTIONS, AND PROVIDING FOR THE COMPUTATION OF SENIORITY DATES IN CONNECTION WITH CERTAIN PUBLIC OFFICERS WHOSE RIGHTS WERE PREJUDICED BY THEIR MILITARY OR NAVAL SERVICE.

Chap. 600

Be it enacted, etc., as follows:

Chapter 708 of the acts of 1941, as amended, is hereby further amended by inserting after section 24A, inserted by section 1 of chapter 447 of the acts of 1948, the following section:— *Section 24B.* Any permanent employee of the commonwealth or any political subdivision thereof, who was eligible to be transferred or promoted to a higher rating, either on a temporary or permanent basis, but his transfer or promotion was delayed because of service in the military or naval forces of the United States and the position actually was filled by an employee with less seniority on a temporary basis during said permanent employee's absence, and who passes a competitive promotional examination and receives a subsequent permanent appointment, shall thereafter have the same salary rating and seniority rights that he would have if his transfer or promotion had occurred at the time said position actually was filled by an employee with less seniority as aforesaid.

Approved July 25, 1949.

AN ACT FURTHER PROVIDING FOR THE CARE OF CERTAIN INFANTS.

Chap. 601

Be it enacted, etc., as follows:

SECTION 1. Chapter 111 of the General Laws is hereby amended by striking out section 67A, as amended by section 1 of chapter 246 of the acts of 1939, and inserting in place thereof the following section:— *Section 67A.* If an infant weighing five and one half pounds or less at birth is born in a hospital, the superintendent or other person in charge of such hospital shall file immediately with the board of health of the town in which the mother of such infant resides a written report stating the name and location of the hospital, name and address of the parents and the date of delivery, sex and color of child.

If an infant weighing five and one half pounds or less at birth is born in a place other than a hospital, the physician having charge of the birth of such infant shall notify the

G. L. (Ter. Ed.), 111, § 67A, etc., amended.

Report of birth of infant weighing five and one half pounds or less.

local board of health as soon as possible after the birth occurs, by telephone, if possible, stating the name of parents and address where infant was born. In addition thereto such physician shall within twenty-four hours after such birth, file a written report with the said board in such form and giving such information as the state department of public health shall prescribe.

G. L. (Ter. Ed.), 111, § 67B, etc., amended.

Transportation of infant to hospital.

SECTION 2. Said chapter 111 is hereby further amended by striking out section 67B, inserted by chapter 332 of the acts of 1937, and inserting in place thereof the following section: — *Section 67B.* Upon request of the attending physician, such board of health or its duly authorized representative, upon receiving the notification referred to in section sixty-seven A, shall forthwith provide for suitable transportation of such infant to a hospital equipped to care for prematurely born infants, unless other provision for such transportation shall have been made.

G. L. (Ter. Ed.), 111, § 67C, etc., amended.

Expenses for care of infant.

SECTION 3. Said chapter 111 is hereby further amended by striking out section 67C, as most recently amended by chapter 535 of the acts of 1945, and inserting in place thereof the following section: — *Section 67C.* Expenses for the care and hospitalization of an infant weighing four and one half pounds or less at birth shall be paid by the parents or guardian or any other person bound by law to maintain such infant, if he or they be able to pay; otherwise, by the board of health of the town wherein the mother of such infant resides, subject to the provisions relative to notice and reimbursement as hereinafter provided. The board of health in the town in which the mother resides shall be responsible for hospitalization expenses incurred in caring for an infant under this section, within ceiling rates as established by the department; but no expense shall be reimbursed which was incurred more than ten days prior to the receipt by such board of health of a written notice or a telephone request, confirmed in writing, from the superintendent or other person in charge of such hospital. If such infant has a legal settlement within the commonwealth, the board of health of the town so notified shall, within sixty days, forward to the board of health of the town where the infant has a legal settlement, a written notice, and the town of settlement shall reimburse the town originally incurring expense under this chapter for the amounts so expended. If such infant has no legal settlement in the commonwealth, notice shall be sent to the department within sixty days, and such expenses shall be paid by the commonwealth upon the approval of bills therefor. Any payments made hereunder by a town may be recovered in contract from the parent, guardian, or other person bound by law to maintain such infant, if such person is able to pay.

Approved July 25, 1949.

AN ACT RELATIVE TO THE RETIREMENT OF CERTAIN WAR VETERANS IN THE PUBLIC SERVICE. *Chap.602*

Be it enacted, etc., as follows:

Section 56 of chapter 32 of the General Laws is hereby amended by striking out the first paragraph, as appearing in section 1 of chapter 665 of the acts of 1948, and inserting in place thereof the following:— A veteran, as defined in section one, in sections fifty-six to sixty, inclusive, called a veteran, who is in the service of the commonwealth, or of any county, city, town or district thereof, shall be retired, with the consent of the retiring authority, if incapacitated for active service, at one half of the highest annual rate of compensation, including any bonuses paid in lieu of additional salary or as a temporary wage increase in addition to his regular compensation, and including any allowance for maintenance, payable to him while he was holding the grade held by him at his retirement, and payable from the same source; provided, that he has been in the said service at least ten years, has reached the age of fifty and has a total income from all sources, exclusive of such retirement allowance and of any sum received from the government of the United States as a pension for war service, not exceeding one thousand dollars.

G. L. (Ter. Ed.), 32, § 56, etc., amended.

Retirement of certain veterans from public service.

Approved July 25, 1949.

AN ACT RELATIVE TO THE TENURE OF OFFICE OF THE ASSISTANT TO THE RIGHT OF WAY AGENT OF THE PORT OF BOSTON AUTHORITY. *Chap.603*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish without delay the tenure of office of the person referred to therein, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

The incumbent of the position of the assistant right of way agent of the Port of Boston Authority on the effective date of this act shall be deemed to be permanently appointed thereto without serving any probationary period, and his tenure of office shall be unlimited, subject, however, to the civil service laws and rules; provided, that he passes a qualifying examination to which he shall be subjected by the division of civil service.

Approved July 27, 1949.

AN ACT RELATIVE TO THE BURIAL OR OTHER DISPOSITION OF THE BODIES OF VETERANS. *Chap.604*

Be it enacted, etc., as follows:

Chapter 114 of the General Laws is hereby amended by adding after section 46 the following section:— *Section 46A.* No permit for the burial or other disposition of the body of a deceased veteran, known to be such, as the term

G. L. (Ter. Ed.), 114, new § 46A, added.

Permit for the burial of

bodies of
veterans,
regulated.

veteran is defined in section twenty-one of chapter thirty-one, shall be issued unless and until an affidavit, as herein-after set forth, shall have been filed with the board of health, or body or person having similar powers and duties, issuing such permit, by the undertaker or other person authorized to make such burial or disposition. Such affidavit shall set forth, as far as is known to the person executing it, the name and last known address of the deceased, the date and place of his or her birth, the date, place and cause of his or her death, a summary of his or her service record, and a detailed statement of the location of the burial or other disposition of his or her body.

A certified copy of the affidavit shall forthwith be transmitted by such board, body or person to the veteran graves officer, appointed under section nine of chapter one hundred and fifteen, of the city or town of burial or other disposition of the body.

Approved July 27, 1949.

Chap. 605 AN ACT RELATIVE TO THE CONSTRUCTION BY THE METROPOLITAN DISTRICT COMMISSION OF AN AQUEDUCT SYSTEM FROM WACHUSETT RESERVOIR TO THE MERRIMACK VALLEY TO SUPPLY ADDITIONAL TOWNS AND DISTRICTS WITH WATER.

Emergency
preamble.

Whereas, The deferred operation of this act would, in part, defeat its purpose, which is to provide with the utmost expedition the additional water supply authorized thereby, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health and convenience.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission, hereinafter called the commission, is hereby authorized, for the purpose of supplying water from the Wachusett reservoir to municipalities in and near the valley of the Merrimack river, to construct as a part of the metropolitan water system a pressure aqueduct system from the outlet works of said reservoir in the town of Clinton to a suitable point or points of delivery to such towns as may make agreements with the commission for the purchase of water, and to construct such other works and appurtenances, and extend the same from time to time, as may be necessary or desirable to meet the requirements of such supply. The commission may for the purposes aforesaid acquire, install and operate such machinery, pumps and other appurtenances as may from time to time be found necessary or desirable to carry out the purposes of this act. The commission's power to take land, water rights, right-of-way or easements shall be extended to include the cities of Lowell and Lawrence and the towns of Billerica, Bolton, Boxborough, Chelmsford, Clinton, Dracut, Harvard, Lancaster, Littleton, Methuen, Tewksbury, Tyngsborough and Westford.

SECTION 2. In carrying out the provisions hereof the commission may expend, in addition to the funds provided

by chapter three hundred and seventy-five of the acts of nineteen hundred and twenty-six, chapter three hundred and twenty-one of the acts of nineteen hundred and twenty-seven, chapter five hundred and fifteen of the acts of nineteen hundred and forty-six and chapter five hundred and seventy-five of the acts of nineteen hundred and forty-seven, such amounts, not exceeding, in the aggregate, ten million dollars, as may from time to time be approved by the governor and council upon certification by the commission that satisfactory agreements have been made to supply an aggregate population of not less than one hundred thousand in and near the valley of the Merrimack river, said aggregate amount of ten million dollars being an addition to loans authorized by section eight of said chapter three hundred and seventy-five, section twenty-seven of said chapter three hundred and twenty-one, section two of said chapter five hundred and fifteen and section four of said chapter five hundred and seventy-five. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor and council, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor and council from time to time but not exceeding in the aggregate the sum of ten million dollars. All bonds issued by the commonwealth as aforesaid shall be designated on the face: Metropolitan District Water Loan, Act of 1949, and shall be on the serial payment plan for such maximum term of years not exceeding fifty years from the date of issue, as the governor may recommend to the general court pursuant to section 3 of Article sixty-two of the Amendments to the Constitution of the commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest payable semi-annually at such rate as the state treasurer with the approval of the governor shall fix. Such bonds shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, two thousand and five. All interest payments and payments on account of principal on such obligations shall be part of the debt and expense of the metropolitan water district.

SECTION 3. The commission, in making agreements for the sale of water to towns not members of the metropolitan water district, water companies or districts, as provided by section ten of chapter ninety-two of the General Laws, as most recently amended by sections one and two of said chapter five hundred and seventy-five, shall include in the price to be charged per million gallons a base rate of thirty dollars for the water leaving Wachusett reservoir, to which shall be added such sum as said commission may determine is appropriate to cover a portion or all of capital and other

costs of the aqueduct system, which sums shall be met as provided in said chapter ninety-two, as amended. Such aqueduct system may extend northeasterly to the city of Lowell, and shall be constructed of sufficient capacity to allow further extension to meet the requirements of any city or town which the commission can reasonably supply with water, and may include pumping stations, distributing reservoirs, and other appurtenant works. Connections to such aqueduct system shall be furnished in each case by the city or town; provided, that the commission in making any such agreement for delivery and sale of water may include therein provisions for the construction of the whole or a portion of any such connection by the commission, and for the payment by each city or town of its fair share of said connection as said commission may determine, which may be distributed over a period not exceeding ten years.

SECTION 4. In order to provide funds to construct any such water supply connection, in anticipation of the payment therefor by the city or town to be connected, the state treasurer, with the approval of the governor, may borrow from time to time on the credit of the commonwealth such amounts as may be certified by the commission to be necessary to provide such temporary funds, not exceeding five hundred thousand dollars in any year, which amounts shall be in addition to sums similarly provided for connection to the district's distribution system proper by section one A of chapter five hundred and forty-three of the acts of nineteen hundred and forty-three and to the Chicopee aqueduct system by section six of said chapter five hundred and seventy-five of the acts of nineteen hundred and forty-seven, and the state treasurer may issue notes of the commonwealth therefor, bearing interest payable at such times and at such rates as shall be fixed by him, with the approval of the governor. Such notes shall be issued for such terms as the governor may recommend to the general court, in accordance with section 3 of Article LXII of the Amendments to the Constitution of the commonwealth.

Approved July 28, 1949.

Chap. 606 AN ACT FURTHER PROVIDING FOR SEWAGE DISPOSAL NEEDS OF THE NORTH AND SOUTH METROPOLITAN SEWERAGE DISTRICTS AND COMMUNITIES WHICH NOW OR HEREAFTER MAY BE INCLUDED IN SAID DISTRICTS.

Emergency
preamble.

Whereas, The deferred operation of this act would, in part, defeat its purpose, which is to provide for sewage disposal needs in the north and south metropolitan sewerage districts with the utmost expedition, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health, safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission, as authorized by chapter seven hundred and five of the acts of

nineteen hundred and forty-five, and by chapter five hundred and eighty-three of the acts of nineteen hundred and forty-seven; for the purpose of completing certain works being constructed or begun in the carrying out of projects 1, 2 and 3 as set forth in section one of said chapter seven hundred and five; for the purpose of constructing certain works in the carrying out of projects 4 and 5 as set forth in said section one; and for the purpose of extending the scope of project 2, and constructing as a part of project 2 a sewage treatment plant and appurtenant works at Deer Island in the city of Boston; is hereby further authorized to expend subject to the same terms, conditions and restrictions as provided in said chapter seven hundred and five, as amended, sums not exceeding in the aggregate twenty-five million dollars, such sums to be in addition to amounts previously authorized by said chapter seven hundred and five. It is hereby further provided that no expenditure or commitment from the proceeds of any bond issue authorized by this act, in excess of five million five hundred thousand dollars, shall be made during the fiscal year ending June thirtieth, nineteen hundred and fifty, and that, except as hereinbefore authorized, no expenditure or commitment from the proceeds of such bond issue shall be made subsequent to said June thirtieth, nineteen hundred and fifty, without further authorization of the general court.

SECTION 2. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor and council, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor and council from time to time but not exceeding in the aggregate the sum of twenty-five million dollars. All bonds issued by the commonwealth as aforesaid shall be designated on the face: Metropolitan District Sewerage Loan Act of 1949, and shall be on the serial payment plan for such maximum term of years not exceeding thirty years from the date of issue, as the governor may recommend to the general court pursuant to section 3 of Article sixty-two of the Amendments to the Constitution of the commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest payable semi-annually at such rate as the state treasurer with the approval of the governor shall fix. Such bonds shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, nineteen hundred and ninety. All interest payments and payments on account of principal on such obligations shall be paid as provided in chapter seven hundred and five of the acts of nineteen hundred and forty-five.

SECTION 3. The metropolitan district commission authorized as hereinbefore stated for the purpose of constructing

the projects described in section one of said chapter seven hundred and five, may expend from the aggregate of fifteen million dollars provided in section one of said chapter the unappropriated balance of two hundred and sixty thousand ninety-two dollars and seventy-seven cents; this to be in addition to amounts previously authorized to be expended therefrom.

Approved July 28, 1949.

Chap.607

AN ACT IN FAVOR OF ARTHUR A. KENNETT.

Be it enacted, etc., as follows:

Arthur A. Kennett, assistant clerk of the land court, may, on or before December thirty-first, nineteen hundred and forty-nine, become a member of the state retirement system by depositing in the annuity savings fund of said system the sum of fifteen hundred dollars. After the deposit of such sum, he shall be retired and shall receive from the commonwealth a retirement allowance or pension not to exceed twelve hundred dollars annually.

Approved July 28, 1949.

Chap.608

AN ACT PROVIDING FOR THE CONSTRUCTION BY THE PORT OF BOSTON AUTHORITY OF A BREAKWATER IN HOUGHS NECK IN THE CITY OF QUINCY.

Be it enacted, etc., as follows:

The Port of Boston Authority is hereby directed and authorized to construct a breakwater extending from the sea wall at the foot of Sea avenue in the Houghs Neck section of the city of Quincy for a distance to be determined by said Authority. No work shall be begun until the city of Quincy has paid into the state treasury the sum of forty thousand dollars, which, together with such sum, not exceeding forty thousand dollars, as may hereafter be appropriated by the general court, shall constitute a fund for the improvements therein authorized; provided, that the total cost of such improvements shall not exceed eighty thousand dollars; and provided, further, that if any of the aforesaid sum remains after the completion of such improvements one half shall be repaid to said city.

Approved July 28, 1949.

Chap.609

AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC UTILITIES TO INSTITUTE PROCEEDINGS AGAINST THOSE VIOLATING THE LAWS REGULATING COMMON CARRIERS OF PASSENGERS BY MOTOR VEHICLES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 159A, § 15, amended.

Department may proceed against

Chapter 159A of the General Laws is hereby amended by striking out section 15, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: — *Section 15.* Whoever, after notice by the department knowingly or wilfully violates any provision of this chapter,

or any order, rule or regulation adopted or established thereunder, or any lawful requirement, condition, limitation or restriction contained in any certificate, permit or license, shall be punished for a first offence by a fine of not more than one hundred dollars, and for any subsequent offence by a fine of not more than two hundred dollars; and the supreme judicial court and the superior court shall have jurisdiction in equity to restrain any such violation upon petition of the department, any licensing authority, ten citizens of any city or town affected by such violation, or any interested party.

violators of
certain com-
mon carriers.

Any licensing authority, ten citizens of any city or town affected by violation of any part of this section, or any interested party affected by such violation, may file with the department a complaint of any such violation, and the department shall investigate such complaint and may hold a hearing on the question of revocation of the certificate, permit or license of any person operating a motor vehicle under any provision of this chapter complained against, and thereafter modify, suspend or revoke such certificate, permit or license, and the department may institute in any court of the commonwealth, county or district wherein the carrier has a place of business such action, suit or complaint as may be necessary to enforce compliance with any provision of this chapter or any rule, regulation or order of the department thereunder, or any lawful requirement, condition, limitation or restriction contained in any certificate, permit or license.

Approved July 28, 1949.

AN ACT AUTHORIZING THE PLACING OF THE OFFICE OF CHIEF OF POLICE OF THE CITY OF MARLBOROUGH UNDER THE CIVIL SERVICE LAWS.

Chap. 610

Be it enacted, etc., as follows:

The office of chief of police of the city of Marlborough shall, upon the effective date of this act, become subject to the civil service laws and rules, and the tenure of office of any incumbent thereof shall be unlimited, subject, however, to said laws. This act shall be submitted to the registered voters of the city of Marlborough at the regular municipal election in the current year in substantially the following form: —

Part 1. — Shall the city vote that the office of chief of police be placed within the classified civil service?

YES.	
NO.	

Part 2. — If it is voted to place the office of chief of police within the classified civil service, shall the city vote to provide for the continuance in said office of (name of incumbent), the present incumbent thereof, after passing a qualifying examination?

YES.	
NO.	

If a majority of the voters voting thereon vote in the affirmative in answer to Part 1, the office of chief of police shall be placed within the classified civil service, and the tenure of office of any incumbent thereof shall be unlimited,

subject, however, to the provisions of the civil service laws and rules.

If Part 2 is so answered in the affirmative the incumbent of the office shall be subjected by the division of civil service to a qualifying examination for such office and, if he passes said examination, he shall be certified for said office and shall be deemed to be permanently appointed thereto without being required to serve any probationary period. If such incumbent does not pass such qualifying examination, or if a majority of the voters voting on said Part 2 does not vote thereon in the affirmative, such incumbent may continue to serve in said office for the remainder of the term, if any, for which he was appointed, but shall not be subject to chapter thirty-one of the General Laws. *Approved July 28, 1949.*

Chap.611 AN ACT RELATIVE TO THE SALARY OF THE JUSTICE OF THE CENTRAL DISTRICT COURT OF NORTHERN ESSEX.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 218, § 78, etc., amended.

Section 78 of chapter 218 of the General Laws, as amended by section 3 of chapter 667 of the acts of 1948, is hereby further amended by inserting after the word "Norfolk" in line 21 the words:—, central district court of northern Essex, — and by striking out, in lines 23 and 24, the words ", central district court of northern Essex".

Approved July 28, 1949.

Chap.612 AN ACT RELATIVE TO THE SERVICE OF PROCESS ON CERTAIN NON-RESIDENTS DOING BUSINESS IN THIS COMMONWEALTH.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 227, § 1, amended.

Certain individuals, etc., to appoint agents for service of process.

SECTION 1. Section 1 of chapter 227 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "five", in line 3, the words:— or five A, — so as to read as follows:— *Section 1.* A personal action shall not be maintained against a person not an inhabitant of the commonwealth unless he or his agent appointed under section five or five A has been served with process in the commonwealth, or unless an effectual attachment of his property within the commonwealth has been made upon the original writ, and in case of such attachment without such service, the judgment shall be valid only to secure the application of the property so attached to the satisfaction of the judgment.

G. L. (Ter. Ed.), 227, new § 5A, added.

Non-residents shall appoint city or town clerk as agent for service of process.

SECTION 2. Said chapter 227 is hereby amended by inserting after section 5, as so appearing, the following section:— *Section 5A.* Except as provided in section five, every non-resident doing business in the commonwealth shall file a certificate with the clerk of each city or town where he does business, setting forth his full name, address and place of business and the trade name under which he does business,

and also a statement whereby he appoints the clerk of each such city or town, or his successor in office, his true and lawful agent upon whom all lawful processes may be served in any action arising out of such business in this commonwealth. If such a person fails to appoint an agent and does business in this commonwealth, service of process may be made upon the clerk of any city or town where such business is conducted.

Approved July 28, 1949.

AN ACT RELATING TO THE APPROVAL OF RULES AND REGULATIONS OF THE DEPARTMENT OF PUBLIC WELFARE GOVERNING AID TO DEPENDENT CHILDREN AND ASSISTANCE TO CERTAIN AGED CITIZENS.

Chap. 613

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to make immediately operative certain amendments to the laws relating to rules and regulations of the department of public welfare, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 118 of the General Laws, as amended by section 2 of chapter 593 of the acts of 1941, is hereby further amended by adding at the end the following:— All rules and regulations made by the department shall be subject to the approval of the governor and council after a public hearing relative thereto has been held by the department. At least fifteen days prior to such hearing, the department shall send notice thereof to each member of the general court and to the mayor of each city and the selectmen of each town.

G. L. (Ter. Ed.), 118, § 5, etc., amended.

Approval of governor and council.

SECTION 2. Section 10 of chapter 118A of the General Laws, as amended by section 2 of chapter 597 of the acts of 1941, is hereby further amended by adding at the end the following:— All rules and regulations made by the department shall be subject to the approval of the governor and council after a public hearing relative thereto has been held by the department. At least fifteen days prior to such hearing, the department shall send notice thereof to each member of the general court and to the mayor of each city and the selectmen of each town.

G. L. (Ter. Ed.), 118A, § 10, etc., amended.

Approval of governor and council.

Approved July 30, 1949.

AN ACT PROVIDING FOR THE PROTECTION OF THE SHORE OF THE TOWN OF WINTHROP BETWEEN GREAT HEAD AND BAY VIEW AVENUE.

Chap. 614

Be it enacted, etc., as follows:

The department of public works is hereby authorized and directed to erect a sea wall on the easterly shore of the town of Winthrop south of Cottage Hill or Great Head, so called, beginning at the end of the existing wall at or near Petrel street and extending in a southerly direction to Bay

View avenue. For said purpose said department may expend, subject to appropriation, the sum of twelve thousand dollars, together with the sum of twelve thousand dollars to be provided by the town of Winthrop. No work shall be begun until said town has assumed liability in the manner provided by section twenty-nine of chapter ninety-one of the General Laws for all damages that may be incurred thereunder and shall have deposited in the state treasury the sum of twelve thousand dollars for the purpose herein set forth.

Approved July 30, 1949.

Chap. 615 AN ACT PROVIDING FOR THE PROTECTION OF A PORTION OF THE SHORE EAST OF REVERE STREET IN THE TOWN OF WINTHROP FROM EROSION BY THE SEA.

Be it enacted, etc., as follows:

SECTION 1. Subject to the conditions herein imposed, the department of public works is hereby authorized and directed to construct a sea wall and jetties and place riprap for the purpose of protecting a portion of the shore east of Revere street in the town of Winthrop from erosion by the sea. No work shall be begun until the town of Winthrop has assumed liability, in the manner provided by section twenty-nine of chapter ninety-one of the General Laws, for all damages that may be incurred hereunder, nor until there has been paid into the state treasury by said town of Winthrop the sum of twenty-four thousand dollars which, together with such sum not exceeding twenty-four thousand dollars as may be appropriated by the commonwealth, shall constitute a fund for the improvement herein authorized; provided, that the total cost of such improvement shall not exceed forty-eight thousand dollars; and provided, further, that if any of the last mentioned sum remains after the completion of such improvement, one half of such remainder shall be paid to said town.

SECTION 2. For the purpose of meeting the payments required to be made by the town of Winthrop under this act, said town may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, twenty-four thousand dollars, and may issue notes therefor, which shall bear on their face the words, Town of Winthrop, Sea Wall Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be paid within ten years from their dates. Indebtedness incurred by said town under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws.

SECTION 3. This act shall take full effect upon its acceptance by vote of the town of Winthrop at a town meeting held not later than July first, nineteen hundred and fifty and the filing in the office of said department of a certified copy of said vote.

Approved July 30, 1949.

AN ACT PROVIDING FOR THE DREDGING BY THE PORT OF BOSTON AUTHORITY OF A CHANNEL, OR CHANNELS, TO THE PUBLIC LANDING AND WATERFRONT IN THE HOUGHS NECK SECTION OF THE CITY OF QUINCY. Chap. 616

Be it enacted, etc., as follows:

The Port of Boston Authority is hereby authorized and directed to dredge a channel, or channels, providing for access to the waterfront between the sea wall at the foot of Sea avenue and the public landing in the Houghs Neck section of the city of Quincy. No work shall be begun until the city of Quincy has paid into the state treasury the sum of twenty thousand dollars, which, together with such sum, not exceeding twenty thousand dollars, as may hereafter be appropriated by the general court, shall constitute a fund for the improvements therein authorized; provided, that the total cost of such improvements shall not exceed forty thousand dollars; and provided, further, that if any of the aforesaid sum remains after the completion of such improvements one half shall be repaid to said city.

Approved July 30, 1949.

AN ACT PROVIDING FOR THE CONSTRUCTION BY THE DEPARTMENT OF PUBLIC WORKS OF SLIPS FOR THE BERTHING OF BOATS IN HYANNIS HARBOR. Chap. 617

Be it enacted, etc., as follows:

Subject to the conditions herein imposed, the department of public works is authorized and directed to construct slips for the berthing of boats at the bulkhead, so called, in Hyannis harbor in the town of Barnstable; provided, that no work shall be begun until the town of Barnstable has paid into the state treasury the sum of thirty-seven hundred and fifty dollars which, together with such sum not exceeding thirty-seven hundred and fifty dollars as may hereafter be appropriated by the general court, shall constitute a fund for the improvements herein authorized. The total cost of such improvements shall not exceed seventy-five hundred dollars; provided, that if any of the aforesaid sum remains after the completion of such improvements, one half shall be repaid to said town.

Approved July 30, 1949.

AN ACT MAKING CERTAIN CHANGES IN THE LAW RELATIVE TO CONTRIBUTORY RETIREMENT OF PUBLIC EMPLOYEES. Chap. 618

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 32 of the General Laws is hereby amended by striking out the paragraph defining "Beneficiary", as appearing in section 1 of chapter 658 of the acts of 1945, and inserting in place thereof the following: —

G. L. (Ter. Ed.), 32, § 1, etc., amended.

"Beneficiary"
defined.

"Beneficiary", any person entitled to any present or potential benefit on account of membership of a person other than himself, under the provisions of sections one to twenty-eight, inclusive.

G. L. (Ter.
Ed.), 32, § 6,
etc., amended.

SECTION 2. Subdivision (1) of section 6 of said chapter 32, as amended by section 5 of chapter 667 of the acts of 1947, is hereby further amended by inserting after the word "group", in line 18, the words: —, nor earlier than the last day for which he received regular compensation.

G. L. (Ter.
Ed.), 32, § 6,
etc., further
amended.

SECTION 3. The second sentence of paragraph (a) of subdivision (3) of said section 6 of said chapter 32, as appearing in section 2 of chapter 603 of the acts of 1946, is hereby amended by striking out, in line 5, the words "state surgeon" and inserting in place thereof the words: — commissioner of public health and who shall, so far as practicable, be skilled in the particular branch of medicine or surgery involved in the case, — so as to read as follows: — Such medical panel shall consist of three registered physicians who shall be selected as follows for the purpose of examining the member whose retirement or re-examination is under consideration: one physician who shall be designated by the commissioner of public health and who shall, so far as practicable, be skilled in the particular branch of medicine or surgery involved in the case, and who shall serve as chairman of the medical panel, a second physician who shall be designated by the board except as otherwise provided for in paragraph (b) of this subdivision, and a third physician who shall be designated by such member.

Medical panel
to consist of
three regis-
tered
physicians.

G. L. (Ter.
Ed.), 32, § 7,
etc., amended.

SECTION 4. Subdivision (1) of section 7 of said chapter 32, as appearing in section 1 of chapter 658 of the acts of 1945, is hereby amended by adding at the end the following: — No such retirement shall be allowed within any period of two years prior to attaining the maximum age on account of any accident or hazard undergone except for an accident or hazard undergone within three years of attaining such maximum age. Any member who was injured while a member of a retirement system established in any governmental unit other than that by which he is presently employed, and who has complied with the provisions of this section as to notice, or whose case falls under paragraph (3), shall file such application with the retirement board of the unit where he is presently employed. Such board shall secure a statement of facts and records, which it shall be the duty of the retirement board of the first governmental unit to furnish, and on which it shall be entitled to make recommendations.

Retirement of
certain em-
ployees for
personal
injury in
governmental
unit other
than where
now employed.

G. L. (Ter.
Ed.), 32, § 7,
etc., further
amended.

SECTION 5. Said section 7 of said chapter 32, as so appearing, is hereby further amended by adding after subdivision (4) the following subdivision: —

Proration of
pension.

(5) In the event of a retirement where the injury was sustained in a governmental unit other than that by which the member is presently employed, the proration of the pension portion of the retirement allowance shall be computed by the actuary.

SECTION 6. Paragraph (c) of subdivision (2) of section 11 of said chapter 32 is hereby amended by adding at the end, as so appearing, the following:— Payment shall not be made under this subdivision if the deceased member is survived by a beneficiary appointed under option (d) of subdivision (2) of section twelve who is eligible to receive the allowance provided by said option.

G. L. (Ter. Ed.), 32, § 11, etc., amended. Payments.

SECTION 7. Subdivision (2) of section 12 of said chapter 32 is hereby amended by striking out option (c), as most recently amended by chapter 284 of the acts of 1948, and inserting in place thereof the two following options:—

G. L. (Ter. Ed.), 32, § 12, etc., amended.

Option (c), Joint and Last Survivor Allowance.— A lesser retirement allowance which shall be payable to such member during his lifetime, with the provision that two thirds of the yearly amount of such lesser retirement allowance shall be continued during the lifetime of and paid to such surviving eligible beneficiary as such member shall have nominated in his written election of this option.

Option (c).

If such beneficiary dies before the date such retirement allowance becomes effective, this option shall not take effect, and in such case such member, upon his written request on a prescribed form filed with the board prior to such effective date, may make a new election of any one of the first three options specified in this subdivision. The yearly amount of such lesser retirement allowance shall be determined so that the value, on the date such allowance becomes effective, of the prospective payments to such member and to such eligible beneficiary shall be the actuarial equivalent of the value on such date of the full retirement allowance specified in option (a) of this subdivision. Any retirement allowance payable under this option shall be divided between annuity and pension in the same proportion as the corresponding full retirement allowance specified in option (a) of this subdivision is so divided.

No person shall be eligible for nomination as beneficiary under this option unless such person is the spouse, child, father, mother or is the unmarried, widowed or divorced sister of such member.

Option (d), Member Survivor Allowance.— At any time after attaining age fifty-four a member, upon his written notice on a prescribed form filed with the board prior to his death, may nominate an eligible beneficiary as specified under option (c) who, if such member dies after attaining age fifty-five and before being retired, shall receive two thirds of the yearly amount of said option (c) allowance to which such member would have been entitled had his retirement taken place on the date of his death. A member may at any time cancel the appointment of a beneficiary nominated under this option by a written notice filed with the board prior to his death. If such member dies as a result of an accident while in the performance of his duties, with a resultant death benefit as provided for in section nine, such section shall govern.

Option (d).

G. L. (Ter. Ed.), 32, § 16, etc., amended.

Board may have medical advice on appeal.

SECTION 8. Subdivision (4) of section 16 of said chapter 32, as appearing in section 1 of chapter 658 of the acts of 1945, is hereby amended by adding at the end the following: — On appeals involving disability or where medical reports or medical testimony are part of the proceedings, the contributory retirement appeal board may employ a registered physician to advise them in the determination of an appeal.

Approved July 30, 1949.

Chap. 619 AN ACT BARRING CERTAIN PEOPLE FROM THE PUBLIC SERVICE.
Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 264, new §§ 13, 14 and 15, added.

Certain persons to be barred from public service.

Persons entering public service to take an oath.

Chapter 264 of the General Laws is hereby amended by adding at the end the three following sections: — *Section 13.* No person who is a member of the communist party, or is a member of or supports any organization which advocates the overthrow by force, violence or other illegal or unconstitutional methods, the government of the United States or of this commonwealth shall be employed in any capacity by the commonwealth or any political subdivision thereof.

Section 14. Every person entering the employ of the commonwealth or any political subdivision thereof, before entering upon the discharge of his duties, shall take and subscribe to, under the pains and penalty of perjury, the following oath or affirmation: —

“I do solemnly swear (or affirm) that I will uphold and defend the Constitution of the United States of America and the Constitution of the Commonwealth of Massachusetts and that I will oppose the overthrow of the government of the United States of America or of this Commonwealth by force, violence or by any illegal or unconstitutional method.”

Such oath or affirmation shall be filed by the subscriber, if he shall be employed by the state, with the secretary of the commonwealth, if an employee of a county, with the county commissioners, and if an employee of a city or town, with the city clerk or the town clerk, as the case may be.

Penalty.

Section 15. Violation of section thirteen or fourteen shall be punished by a fine of not more than ten thousand dollars or by imprisonment for not more than one year, or both.

Approved July 30, 1949.

Chap. 620 AN ACT PROVIDING FOR THE DREDGING AND IMPROVEMENT BY THE DEPARTMENT OF PUBLIC WORKS OF CERTAIN BROOKS IN THE TOWN OF BEDFORD.

Be it enacted, etc., as follows:

The department of public works is hereby authorized and directed to dredge Elm brook, Hartwell brook, Kiln brook and Shawsheen river in the town of Bedford, or to make such other improvements as may be necessary to provide for the unobstructed passage of the waters thereof and for the prevention of flowage of lands adjacent thereto. For said purposes, said department may expend such sums as may be appropriated therefor.

Approved July 30, 1949.

AN ACT RELATIVE TO VACATIONS AND OTHER LEAVE OF COURT OFFICERS OF THE DISTRICT COURTS Chap.621

Be it enacted, etc., as follows:

Section 65 of chapter 218 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the last sentence. G. L. (Ter. Ed.), 218, § 65, amended.

Approved July 30, 1949.

AN ACT RELATIVE TO BANK DEPOSITS OF APPLICANTS FOR OLD AGE ASSISTANCE, SO CALLED. Chap.622

Be it enacted, etc., as follows:

Chapter 118A of the General Laws is hereby amended by inserting after section 5 the following section: — *Section 5A.* The ownership of bank deposits not exceeding, in the aggregate, five hundred dollars shall not disqualify an applicant from receiving assistance under this chapter, and the ownership of a joint deposit by a husband and wife not exceeding, in the aggregate, one thousand dollars shall not disqualify them from receiving such assistance. G. L. (Ter. Ed.), 118A, new § 5A, added. Certain bank deposits not to disqualify applicants for old age assistance.

Approved July 30, 1949.

AN ACT PROVIDING FOR THE ACQUISITION BY THE COMMONWEALTH FOR ARMORY PURPOSES OF A CERTAIN PARCEL OF LAND IN THE CITY OF LOWELL. Chap.623

Be it enacted, etc., as follows:

Subject to the approval of the governor and council, the armory commission is hereby authorized and directed to acquire, for the purpose of increasing the facilities of the state armory in the city of Lowell, the parcel of land in said city bounded and described as follows: — Northerly by Westford street, ninety-two feet; easterly by land now or formerly of the commonwealth of Massachusetts, one hundred and ninety-two and seventeen one hundredths feet; southerly by land now or formerly of one Butterfield, ninety-two and one tenth feet; and westerly by land now or formerly of one Burnham, one hundred and eighty-eight and thirty-three one hundredths feet, more or less. For said purposes the armory commission may expend such sum, as may be appropriated therefor. *Approved July 30, 1949.*

AN ACT AUTHORIZING THE MAKING OF HARBOR IMPROVEMENTS BY THE STATE DEPARTMENT OF PUBLIC WORKS IN THE TOWN OF KINGSTON. Chap.624

Be it enacted, etc., as follows:

The department of public works is hereby authorized and directed to construct additional shore protection in the town of Kingston, but no work shall be begun until there has been

paid into the state treasury by the county of Plymouth the sum of five thousand dollars and by said town of Kingston the sum of five thousand dollars, which, together with such sum not exceeding ten thousand dollars, as may be appropriated by the commonwealth, shall constitute a fund for the improvements herein authorized; provided, that the total cost of such improvements shall not exceed twenty thousand dollars; and provided, further, that, if any of the aforesaid sum remains after the completion of such improvements, one fourth of such remainder shall be repaid to said town and one fourth thereof shall be repaid to said county.

Approved July 30, 1949.

Chap.625 AN ACT AUTHORIZING AND DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO COMPLETE THE CONSTRUCTION OF A SEWER AND SETTLING BASIN AT THE STATE FISH PIER IN GLOUCESTER HARBOR.

Be it enacted, etc., as follows:

SECTION 1. The department of public works, hereinafter called the department, is hereby authorized and directed to complete the construction of a sewer and settling basin and the establishment of a sewer line from the freezer and stores buildings, so called, on the state fish pier in Gloucester harbor, to Parker street, a public way in the city of Gloucester.

SECTION 2. For the purposes of the work authorized in section one, there may be expended such sums as may be appropriated therefor.

Approved July 30, 1949.

Chap.626 AN ACT PROVIDING FOR THE CONSTRUCTION OF A SEA WALL AT THE COVE END OF DEARBORN STREET IN THE CITY OF SALEM.

Be it enacted, etc., as follows:

The department of public works is hereby authorized and directed to construct a sea wall at the cove end of Dearborn street in the city of Salem; provided, that no work shall be begun until the city of Salem has paid into the state treasury the sum of twenty-five hundred dollars which, together with such sum not exceeding twenty-five hundred dollars as may hereafter be appropriated by the commonwealth, shall constitute a fund for the improvements herein authorized. The total cost of such improvements shall not exceed five thousand dollars; provided, that if any of the aforesaid sum remains after the completion of such improvements, one half shall be repaid to said city.

Approved July 30, 1949.

AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WELFARE TO WAIVE IN WHOLE OR IN PART THE RESIDENCE REQUIREMENTS FOR OLD AGE ASSISTANCE FOR PURPOSES OF EFFECTING RECIPROCAL AGREEMENTS WITH OTHER STATES. Chap.627

Be it enacted, etc., as follows:

Section 6A of chapter 118A of the General Laws, as most recently amended by section 2 of chapter 458 of the acts of 1945, is hereby further amended by adding at the end the following paragraph: —

G. L. (Ter. Ed.), 118A, § 6A, etc., amended

The commissioner of public welfare is hereby empowered to waive, in whole or in part, the residence requirements of section one in order to enable the department to enter into such reciprocal agreements with other states.

Residence requirements may be waived in certain cases.

Approved July 30, 1949.

AN ACT PROVIDING FOR LABORATORY EQUIPMENT AND RESEARCH AT THE WALTHAM FIELD STATION OF THE UNIVERSITY OF MASSACHUSETTS. Chap.628

Be it enacted, etc., as follows:

The trustees of the University of Massachusetts are hereby authorized and directed to equip and staff a laboratory at the Waltham field station of said university for research work relative to shade and ornamental trees, and insects, and diseases related thereto. For the purpose of this act, said trustees may expend from funds heretofore appropriated sums not to exceed ten thousand dollars during the first year of operation of said laboratory.

Approved July 30, 1949.

AN ACT RELATIVE TO THE MEMBERSHIP OF SARAH D. FONTAINE OF WORCESTER IN THE TEACHERS' RETIREMENT SYSTEM. Chap.629

Be it enacted, etc., as follows:

Sarah D. Fontaine, who was employed as a teacher in the school department of the city of Worcester for a period of almost twenty years, shall, upon application, be reinstated in service by the school committee of said city for the sole purpose of being retired as hereinafter provided. Upon such reinstatement, said Sarah D. Fontaine shall pay into the annuity savings fund of the teachers' retirement system, within sixty days from the effective date of this act, the deductions which she would have paid into said fund if all of the substitute teaching service rendered by her prior to September, nineteen hundred and twenty-nine had been regular permanent teaching service, plus accumulated interest to the date of such payment. Within sixty days of making said payment said Sarah D. Fontaine shall have the right to make application for retirement in the same manner as if she had not resigned her position in nineteen

hundred and forty-seven but had been continued on leave of absence by the school committee of said city from November, nineteen hundred and forty-seven, to the date on which her retirement is to become effective in accordance with her application.

Approved July 30, 1949.

Chap.630 AN ACT PROVIDING FOR THE ESTABLISHMENT AND MAINTENANCE BY THE COMMONWEALTH OF SCHOOLS FOR INSTITUTIONAL ON-FARM TRAINING, SO CALLED, FOR VETERANS OF WORLD WAR II.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 74, new § 54, added.
Institutional on-farm agricultural schools may be established by department of education for certain veterans, etc.

Chapter 74 of the General Laws is hereby amended by adding at the end, under the caption INSTITUTIONAL ON-FARM AGRICULTURAL SCHOOLS, the following section: — *Section 54.* The division of vocational education of the department of education, with the approval of the state board for vocational education, may establish and maintain, in co-operation with local public or vocational school authorities, one or more schools for institutional on-farm training for veterans of World War II. Said division may contract or agree with said local school authorities, in such centers as may be selected, for the establishment of such schools, for the use of quarters therefor, for the payment of the cost of operation thereof and equipment therefor, and for local supervision and administration of the training program. Said division shall appoint, and may remove, the teaching personnel of such schools, shall determine the rates of salary for said personnel, shall pay the costs of instructional and supervisory travel of such personnel, and shall purchase, or provide for the purchase of, approved texts for trainees at said schools. Said division shall employ such additional supervisory and clerical personnel as may be needed by it in the carrying out of the training programs under this section. Said division may contract with the Veterans' Administration for the purpose of procuring reimbursement to the commonwealth for approvable costs of conducting and administering said training courses.

Approved July 30, 1949.

Chap.631 AN ACT AUTHORIZING THE CITY OF WORCESTER TO LAY DRAINS AND COMMON SEWERS IN A PORTION OF THE TOWN OF AUBURN.

Be it enacted, etc., as follows:

SECTION 1. The city of Worcester is authorized to lay, make and maintain under the provisions of chapter one hundred and six of the acts of eighteen hundred and sixty-seven, as amended by chapter two hundred and eighty-two of the acts of nineteen hundred and thirty-nine, drains and common sewers in the following part of the town of Auburn: — In South Edlin street southerly from the line between Worcester and Auburn to the intersection of Oxford street

and in Oxford street from its intersection with the westerly line projected of South Edlin street northeasterly to said line between Worcester and Auburn, upon such terms and conditions as may be contained in any agreement executed on behalf of said city under authority of its city council and on behalf of said town by its selectmen.

SECTION 2. The owners of land in the town of Auburn abutting on said portions of said streets may enter said drains and common sewers upon such terms and conditions as the city of Worcester by its city council may make, but said city shall not levy any assessment upon any land in the town of Auburn.

SECTION 3. The city council of said city may take and hold, by purchase or under the provisions of chapter seventy-nine of the General Laws, such rights and easements in said portions of said streets as may be necessary to accomplish the foregoing purposes.

SECTION 4. This act shall take effect upon its passage.

Approved August 1, 1949.

AN ACT INCREASING THE AMOUNT OF MONEY WHICH THE CITY OF LYNN MAY BORROW FOR SCHOOL PURPOSES. Chap. 632

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 36 of the acts of 1949 is hereby amended by striking out in line 6 the word "two" and inserting in place thereof the word: — three, — so as to read as follows: — *Section 1.* For the purposes of constructing an elementary school building and of originally equipping and furnishing such new building, the city of Lynn may borrow from time to time, within five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, three hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words "Lynn School Loan, Act of Nineteen Hundred and Forty-nine". Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than fifteen years from their dates, but no issue shall be authorized unless, in the current year, there shall have been appropriated from available revenue funds or voted to be raised by taxation for said school purposes a sum equal to twenty-five cents on each one thousand dollars of the assessed valuation of said city for the preceding year. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of so much of the proviso in the first paragraph of section seven thereof as is incorporated herein.

SECTION 2. This act shall take effect upon its passage.

Approved August 1, 1949.

Chap.633 AN ACT INCREASING THE BORROWING CAPACITY OF THE CITY OF WORCESTER FOR THE PURPOSE OF CONSTRUCTING ADDITIONS TO SCHOOL BUILDINGS.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 125 of the acts of 1948 is hereby amended by inserting after the word "million" in line 3 the words:— three hundred thousand,— so as to read as follows:— *Section 1.* The city of Worcester may, within a period of five years from the passage of this act, incur indebtedness in an amount not exceeding one million three hundred thousand dollars for constructing additions to school buildings where such additions increase the floor space of said buildings including the cost of original equipment and furnishings of said additions, and may issue bonds or notes therefor which shall bear on their face the words, Worcester School Addition Loan, Act of 1948. Each authorized issue shall constitute a separate loan and such loans shall be payable in not more than twenty years from their dates but no loan shall be authorized under this act unless a sum equal to an amount not less than ten per cent of the loan so authorized is voted for the same purpose to be provided from taxation or available revenue funds of the year when authorized. Indebtedness incurred under this act shall be in excess of the amount authorized by chapter two hundred and eleven of the Special Acts of nineteen hundred and sixteen, as amended by chapter one hundred and thirty-eight of the acts of nineteen hundred and twenty, and in excess of the amount authorized by chapter forty-four of the General Laws. Except as provided herein indebtedness incurred under this act shall be subject to the applicable provisions of said chapter forty-four exclusive of the first paragraph of section seven thereof.

SECTION 1A. Notwithstanding any provision of law to the contrary, contracts for additions to school buildings in the city of Worcester, to be paid from the proceeds of bonds or notes authorized by section one of chapter one hundred and twenty-five of the acts of nineteen hundred and forty-eight, as amended by section one of this act, may be awarded by the commissioner of public works of said city with the approval of the mayor within thirty days after the effective date of this act on the basis of the bids therefor which were opened on June third in the current year.

SECTION 2. This act shall take effect upon its passage.

Approved August 1, 1949.

Chap.634 AN ACT DESIGNATING THE NEW BRIDGE IN THE CITY OF GLOUCESTER AS THE "A. PIATT ANDREW BRIDGE".

Be it enacted, etc., as follows:

The bridge authorized to be constructed across the Annisquam river in the city of Gloucester shall be known and

designated as the "A. Piatt Andrew Bridge", and suitable markers and tablets bearing said designation shall be attached to said new bridge by the department of public works upon its completion, designating it as a memorial to the late A. Piatt Andrew.

Approved August 1, 1949.

AN ACT ESTABLISHING THE BURLINGTON WATER DISTRICT
IN THE TOWN OF BURLINGTON. Chap. 635

Be it enacted, etc., as follows:

SECTION 1. The inhabitants of the town of Burlington, liable to taxation in said town and residing within the territory comprising the town of Burlington as bounded by its corporate limits, excepting that portion in the southwesterly part of the town beginning at a point in the southerly line of Wheelers road one thousand feet from the intersection of the Middlesex turnpike and running northwesterly and parallel to the Middlesex turnpike, to the boundary line of the town of Burlington and the town of Bedford; then turning in a southwesterly direction along the boundary line of the towns of Burlington and Bedford to the boundary line of the towns of Burlington, Bedford and Lexington; and then in a southeasterly direction along the boundary line of the towns of Burlington and Lexington to the southerly line of Wheelers road; then turning in an easterly direction along the southerly line of Wheelers road to the point of beginning shall constitute a water district and are hereby made a body corporate by the name of the Burlington Water District, hereinafter called the district, for the purpose of supplying themselves with water for the extinguishment of fires and for domestic and other purposes, with power to establish fountains and hydrants and to relocate and discontinue the same, to regulate the use of such water and to fix and collect rates to be paid therefor, and for the purposes of assessing and raising taxes as provided herein for the payment of such services, and for defraying the necessary expenses of carrying on the business of said district, subject to all general laws now or hereafter in force relating to such districts, except as otherwise provided herein. The district shall have power to prosecute and defend all actions relating to its property and affairs.

SECTION 2. For the purposes aforesaid, the district, acting by and through its board of water commissioners hereinafter provided for, may contract with any municipality, acting through its water department, or with any water company, or with any water district, for whatever water may be required, authority to furnish the same being hereby granted, and may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by lease, purchase or otherwise, and hold, the waters, or any portion thereof, of any pond, spring or stream, or of any ground sources of supply by means of driven, artesian or other wells, within the town of Burlington not already appropriated for the purposes of a public supply, and the water and flowage rights connected

with any such water sources; and for said purposes may take as aforesaid, or acquire by purchase or otherwise, and hold, all lands, rights of way and other easements necessary for collecting, storing, holding, purifying and preserving the purity of the water and for conveying the same to any part of said district; provided, that no source of water supply or land necessary for preserving the quality of the water shall be so taken or used without first obtaining the advice and approval of the department of public health, and that the location and arrangement of all dams, reservoirs, springs, wells, pumping, purification and filtration plants and such other works as may be necessary in carrying out the provisions of this act shall be subject to the approval of said department. The district may construct and maintain on the lands acquired and held under this act proper dams, wells, springs, reservoirs, standpipes, tanks, pumping plants, buildings, fixtures and other structures including also the establishment and maintenance of filter beds and purification works or systems, and may make excavations, procure and operate machinery and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct pipe lines, wells and reservoirs and establish pumping works, and may construct, lay, acquire and maintain aqueducts, conduits, pipes and other works under or over any land, water courses, railroads, railways and public or other ways, and along such ways, in said town, in such manner as not unnecessarily to obstruct the same; and for the purposes of constructing, laying, maintaining, operating and repairing such aqueducts, conduits, pipes and other works, and for all proper purposes of this act, the district may dig up or raise and embank any such lands, highways or other ways in such manner as to cause the least hindrance to public travel on such ways; provided, that the manner in which all things are done upon any such way shall be subject to the direction of the selectmen of the town of Burlington. The district shall not enter upon, or construct or lay any conduit, pipe or other works within, the location of any railroad corporation except at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities. The district may enter upon any lands for the purpose of making surveys, test wells or pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 3. Any person sustaining damages in his property by any taking under this act or any other thing done under authority thereof may recover such damages from the district under said chapter seventy-nine; but the right to damages for the taking of any water, water right or water source, or for any injury thereto, shall not vest until water

is actually withdrawn or diverted under authority of this act.

SECTION 4. For the purpose of paying the necessary expenses and liabilities incurred under this act, other than expenses of maintenance and operation, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, three hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, Burlington Water District Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

SECTION 5. The district shall, at the time of authorizing said loan or loans, provide for the payment thereof in accordance with section four of this act; and, when a vote to that effect has been passed, a sum which, with the income derived from water rates, will be sufficient to pay the annual expense of operating its water works and the interest as it accrues on the bonds or notes issued as aforesaid by the district, and to make such payments on the principal as may be required under this act, shall without further vote be assessed upon the district by the assessors of said town of Burlington annually thereafter until the debt incurred by said loan or loans is extinguished.

SECTION 6. Any land taken or acquired under this act shall be managed, improved and controlled by the board of water commissioners hereinafter provided for, in such manner as they shall deem for the best interest of the district. All authority vested in said board by this section shall be subject to section nine.

SECTION 7. Whenever a tax is duly voted by the district for the purposes of this act, the clerk shall send a certified copy of the vote to the assessors of said town, who shall assess the same on property within the district in the same manner in all respects in which town taxes are required by law to be assessed; provided, that no estate shall be subject to any tax assessed on account of the system of water supply under this act if, in the judgment of the board of water commissioners hereinafter provided for, after a hearing, due notice whereof shall have been given, such estate is so situated that it can receive no aid in the extinguishment of fire from the said system of water supply, or if such estate is so situated that the buildings thereon, or the buildings that might be constructed thereon, could not be supplied with water from said system in any ordinary or reasonable manner; but all other estates in the district shall be deemed to be benefited and shall be subject to such tax. A certified list of the estates exempt from taxation under the provisions of this section shall annually be sent by said board of water commissioners to said assessors, at the same time at which the clerk shall send a certified copy of the vote as aforesaid.

The assessment shall be committed to the town collector, who shall collect said tax in the manner provided by law for the collection of town taxes, and shall deposit the proceeds thereof with the district treasurer for the use and benefit of the district. The district may collect interest on overdue taxes in the manner in which interest is authorized to be collected on town taxes.

SECTION 8. Any meeting of the voters of the territory included within the boundaries set forth in section one to be held prior to the acceptance of this act, and any meeting of the voters of the district to be held prior to the qualification of a majority of the water commissioners, shall be called, on petition of ten or more legal voters therein, by a warrant from the selectmen of said town, or from a justice of the peace, directed to one of the petitioners, requiring him to give notice of the meeting by posting copies of the warrant in two or more public places in the district seven days at least before the time of the meeting. Such justice of the peace, or one of the selectmen, shall preside at such meeting until a clerk is chosen and sworn, and the clerk shall preside until a moderator is chosen. At any meeting held hereunder prior to the acceptance of this act, after the choice of a moderator for the meeting the question of the acceptance of this act shall be submitted to the voters, and if it is accepted by a majority of the voters present and voting thereon it shall thereupon take effect, and the meeting may then proceed to act on the other articles in the warrant. After the qualification of a majority of the water commissioners, meetings of the district shall be called by warrant under their hands, unless some other method be provided by by-law or vote of the district.

SECTION 9. The district shall, after the acceptance of this act as aforesaid, elect by ballot, either at the same meeting at which this act shall have been accepted, or thereafter, at an annual meeting or at a special meeting called for the purpose, three persons, inhabitants of and voters in said district, to hold office, one until the expiration of three years, one until the expiration of two years, and one until the expiration of one year, from the day of the next succeeding annual district meeting, to constitute a board of water commissioners; and at every annual district meeting following such next succeeding annual district meeting one such commissioner shall be elected by ballot for the term of three years. The date of the next annual meeting shall be fixed by by-law or by vote of the board of water commissioners, but in no event shall it be later than fifteen months subsequent to the date on which the water commissioners were first elected. All the authority granted to said district by this act, except sections four and five, and not otherwise specifically provided for, shall be vested in said board of water commissioners, who shall be subject, however, to such instructions, rules and regulations as the district may by vote impose. At the meeting at which said water commissioners are first

elected and at each annual district meeting held thereafter, the district shall elect by ballot, each for a term of one year, a clerk and a treasurer of the district. The treasurer shall not be a water commissioner, and shall give bond to the district in such an amount as may be approved by said water commissioners and with a surety company authorized to transact business in the commonwealth as surety. A majority of said water commissioners shall constitute a quorum for the transaction of business. Any vacancy occurring in said board from any cause may be filled for the remainder of the unexpired term by said district at any legal meeting called for the purpose. No money shall be drawn from the treasury of the district on account of its water works except upon a written order of said water commissioners or a majority of them.

SECTION 10. Said board of water commissioners shall fix just and equitable prices and rates for the use of water, and shall prescribe the time and manner of payment. The income of the water works shall be appropriated to defray all operating expenses, interest charges and payments on the principal as they shall accrue upon any bonds or notes issued under authority of this act. If there should be a net surplus remaining after providing for the aforesaid charges, it may be appropriated for such new construction as said water commissioners may recommend, and in case a surplus should remain after payment for such new construction the water rates shall be reduced proportionately. Said water commissioners shall annually, and as often as the district may require, render a report upon the condition of the works under their charge, and an account of their doings, including an account of receipts and expenditures.

SECTION 11. The district may adopt by-laws, prescribing by whom and how meetings of the district may be called, notified, and conducted; and, upon the application of ten or more legal voters in the district, meetings may also be called by warrant as provided in section eight. The district may also establish rules and regulations for the management of its water works, not inconsistent with this act or with any other provision of law, and may choose such other officers not provided for in this act as it may deem necessary or proper.

SECTION 12. Whoever wilfully or wantonly corrupts, pollutes or diverts any water obtained or supplied under this act, or wilfully or wantonly injures any reservoir, well, stand-pipe, aqueduct, pipe or other property owned or used by the district for any of the purposes of this act, shall forfeit and pay to the district three times the amount of damages assessed therefor, to be recovered in an action of tort, and upon conviction of any of the above wilful or wanton acts shall be punished by a fine of not more than three hundred dollars or by imprisonment for not more than one year, or both.

SECTION 13. Upon a petition in writing addressed to said board of water commissioners requesting that certain real

estate, accurately described therein, located in said town and abutting on said district and not otherwise served by a public water supply be included within the limits thereof, and signed by the owners of such real estate, or a major portion of such real estate, said water commissioners shall cause a duly warned meeting of the district to be called, at which meeting the voters may vote on the question of including said real estate within the district. If a majority of the voters present and voting thereon vote in the affirmative the district clerk shall within ten days file with the town clerk of said town and with the state secretary an attested copy of said petition and vote; and thereupon said real estate shall become and be part of the district and shall be holden under this act in the same manner and to the same extent as the real estate described in section one.

SECTION 14. This act shall take full effect upon its acceptance by a majority vote of the voters of the territory included within said district by section one of this act present and voting thereon, by the use of the check list, at a district meeting called, in accordance with section eight, before January first, nineteen hundred and fifty.

Approved August 2, 1949.

Chap.636 AN ACT AUTHORIZING INCREASES OF THE AMOUNTS OF PENSIONS PAYABLE TO CERTAIN FORMER FIREMEN AND POLICE OFFICERS OF CERTAIN CITIES AND TOWNS WHO HAVE BEEN RETIRED.

Be it enacted, etc., as follows:

SECTION 1. The amount of the pension or retirement allowance of any former fireman or police officer of a city or town which accepts this act as hereinafter provided, who was retired under the provisions of sections eighty to eighty-five, inclusive, of chapter thirty-two of the General Laws on or after January first, nineteen hundred and forty-six and prior to May fifteenth, nineteen hundred and forty-six, shall be increased by two hundred dollars per annum; provided, that no such increase shall be made which will make said pension or retirement allowance exceed fifteen hundred dollars per annum.

SECTION 2. This act shall take effect in a city when accepted, in the case of a city having a Plan E charter by the affirmative vote of a majority of all the members of the city council, and in the case of other cities by vote of the city council subject to the provisions of the charter, and shall take effect in a town when accepted by a majority vote at a town meeting.

Approved August 2, 1949.

AN ACT FURTHER REGULATING THE PROVISION OF FINANCIAL ASSISTANCE TO CITIES AND TOWNS IN THE CONSTRUCTION OF SCHOOL BUILDINGS. *Chap. 637*

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 645 of the acts of 1948 is hereby amended by striking out the sixth paragraph and inserting in place thereof the following paragraph:—

“Approved school project” shall mean any project for the construction or enlargement of a regional or consolidated school or of any public schoolhouse in any city or town, the contract or contracts for which shall have been awarded on or after January first, nineteen hundred and forty-six, by any city, town or regional school building committee, which has been approved by the commission for the purposes of sections seven through nine, inclusive.

SECTION 2. Said section 5 is hereby further amended by inserting after the sixth paragraph the following paragraph:—

“Enlargement of a schoolhouse” shall mean the construction of additional building space for use as a classroom, cafeteria, gymnasium, auditorium, utility room, boiler room, special activity room.

SECTION 3. The third paragraph of section 9 of said chapter 645 is hereby amended by striking out, in line 9, the word “twenty-five”, and inserting in place thereof the word:— thirty-five,— and by striking out, in said line 9, the word “fifty-five” and inserting in place thereof the word:— sixty-five,— so as to read as follows:—

The total construction grant for any approved school project in any regional school district shall be one third of the product of the approved cost of the project multiplied by the equalized valuation per pupil in net average membership for the entire commonwealth divided by the total equalized valuation per pupil in the total net average membership of the towns comprising such district; provided, however, that no grant shall be approved for any amount less than thirty-five per cent or more than sixty-five per cent of such approved cost.

SECTION 4. Said section 9 is hereby further amended by adding at the end thereof the following paragraph:—

Any indebtedness incurred by any city or town for the purposes of an approved school project as defined by this act, to an amount not exceeding the construction grant payable on account of such project under the provisions of this act, shall be outside the limit of indebtedness imposed by section ten of chapter forty-four of the General Laws.

SECTION 5. Section 11 of said chapter 645 is hereby repealed.

Approved August 2, 1949.

Chap. 638 AN ACT TO AUTHORIZE THE FORMATION OF REGIONAL SCHOOL DISTRICTS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 71,
§§ 14-16,
amended.

SECTION 1. Chapter 71 of the General Laws is hereby amended by striking out sections 14 to 16, inclusive, as appearing in the Tercentenary Edition, and by inserting in place thereof the following sections: —

REGIONAL SCHOOL DISTRICT PLANNING BOARD.

Regional
school district
planning
board.

Section 14. Any two or more towns, by vote in town meeting duly called therefor, may create a special unpaid board to be known as a regional school district planning board, to consist of three members, including one member of the school committee, from each participating town, to be appointed by the moderator; and may at the same meeting or at a subsequent meeting appropriate for the expense of said board such sum or sums, not exceeding one tenth of one per cent of the assessed valuation of such town in the preceding year, as it may deem necessary. The said board shall organize forthwith upon its appointment by the election of a chairman and secretary-treasurer.

Duty of
board to
ascertain need
of a regional
school
district.

Section 14A. It shall be the duty of the said planning board to study the advisability of establishing a regional school district, its organization, operation and control, and of constructing, maintaining and operating a school or schools to serve the needs of such district; to estimate the construction and operating costs thereof; to investigate the methods of financing such school or schools, and any other matters pertaining to the organization and operation of a regional school district; and to submit a report of its findings and recommendations to the selectmen of the several towns.

Board to
recommend
steps neces-
sary to
establish
regional
school
district.

Section 14B. If the said board recommends that a regional school district should be established, it shall also submit a proposed agreement setting forth —

(a) The number, composition, method of selection, and terms of office of the members of the regional district school committee.

(b) The town or towns in which the regional district school or schools are to be located.

(c) The type of regional district school or schools.

(d) The method of apportioning the expenses of the regional school district, and the method of apportioning the costs of school construction, including any interest and retirement of principal of any bonds or other obligations issued by the district among the several towns comprising the district, and the time and manner of payment of the shares of the several towns of any such expense.

(e) The method by which school transportation shall be provided, and if such transportation is to be furnished by the district, the manner in which the expenses shall be borne by the several towns.

(f) The terms by which any town may be admitted to or separated from the regional school district.

(g) The method by which the agreement may be amended.

(h) The detailed procedure for the preparation and adoption of an annual budget.

(i) Any other matters, not incompatible with law, which the said board may deem advisable.

Copies of such agreement shall be submitted to the emergency finance board, established under chapter forty-nine of the acts of nineteen hundred and thirty-three, and the department of education, and, subject to their approval, to the several towns for their acceptance.

REGIONAL SCHOOL DISTRICT.

Section 15. The selectmen of the several towns shall, upon receipt of a recommendation that a regional school district should be formed, and of a proposed agreement therefor submitted in accordance with the provisions of sections fourteen to fourteen B, inclusive, or otherwise, in the form and with the approval required by said sections, direct the town clerk to cause the question of accepting the provisions of this and the following ten sections to be placed on the official ballot used for the election of town officers at the next annual town election, or at any special town meeting called for the purpose, in substantially the following form:

Establishment of district to be placed on ballot, etc.

Shall the town accept the provisions of sections sixteen to sixteen I, inclusive, of chapter seventy-one of the General Laws, providing for the establishment of a regional school district, together with the towns of _____, and _____, etc., and the construction, maintenance and operation of a regional school by the said district in accordance with the provisions of a proposed agreement filed with the selectmen?

YES.	<input type="checkbox"/>
NO.	<input type="checkbox"/>

If a majority of the voters present and voting on said question in each of the several towns shall vote in the affirmative, said sections sixteen to sixteen I, inclusive, shall become effective, and the proposed regional school district shall be deemed to be established forthwith in accordance with the terms of the agreement so adopted.

Section 16. A regional school district established under the provisions of the preceding section shall be a body politic and corporate with all the powers and duties conferred by law upon school committees, and with the following additional powers and duties:

Regional school district to be body politic, corporate, duties, powers, etc.

(a) To adopt a name and a corporate seal.

(b) To sue and be sued, but only to the same extent and upon the same conditions that a town may sue or be sued.

(c) To acquire property within the towns comprising the district under the provisions of chapter seventy-nine and section fourteen of chapter forty for the purposes of the district, and to construct, reconstruct, add to, equip, organize and operate a school or schools for the benefit of the towns

comprising the district, and to make any necessary contracts in relation thereto.

(d) To incur debt for the purpose of acquiring land and constructing, reconstructing, adding to, and equipping a school building or buildings for a term not exceeding twenty years; provided, however, that any indebtedness so incurred shall not exceed an amount approved by the emergency finance board; and provided, further, that no debt may be incurred until the expiration of thirty days from the date said debt was authorized by the district committee; and prior to the expiration of said period any member town of the regional school district may call a town meeting for the purpose of expressing disapproval of the amount of debt authorized by the district committee, and if at such meeting a majority of the voters present and voting thereon express disapproval of the amount authorized by the district committee, the said debt shall not be incurred and the district school committee shall thereupon prepare an alternative proposal and a new or revised authorization to incur debt.

(e) To issue bonds and notes in the name and upon the full faith and credit of said district; said bonds or notes shall be signed by the chairman and treasurer of the district committee and each issue of bonds or notes shall be a separate loan.

(f) To receive and disburse funds for any district purpose.

(g) To incur temporary debt in anticipation of revenue to be received from member towns.

(h) To assess member towns for any expenses of the district.

(i) To receive any grants or gifts for the purposes of the regional district school or schools.

(j) To engage legal counsel.

(k) To submit an annual report to each of the member towns, containing a detailed financial statement, and a statement showing the method by which the annual charges assessed against each town were computed, together with such additional information relating to the operation and maintenance of such school or schools as may be deemed necessary by the district school committee or by the selectmen of any member town.

(l) To employ a superintendent of schools who may also be a superintendent of one or more of the towns comprising said district, and said superintendent shall have all the powers and duties imposed upon school superintendents by law.

(m) To adopt an annual operating and maintenance budget, not later than December first.

Section 16A. The powers, duties and liabilities of a regional school district shall be vested in and exercised by a regional district school committee organized in accordance with the agreement. The committee shall choose a chairman by ballot from its membership. It shall appoint a secretary and a treasurer who may be the same person, but who need

not be members of said committee. The treasurer shall receive and take charge of all money belonging to the district and shall pay any bill of the district which shall have been approved by the committee. The treasurer may, by vote of said committee, be compensated for his services. The treasurer of said district shall be subject to the provisions of sections thirty-five, fifty-two and one hundred and nine A of chapter forty-one, to the extent applicable.

Section 16B. The regional district school committee shall annually determine the amounts necessary to be raised to maintain and operate the district school or schools during the ensuing calendar year, and the amounts required for payment of debt and interest incurred by the district which will be due in the said year, and shall apportion the amount so determined among the several towns in accordance with the terms of the agreement. The amounts so apportioned for each town shall, prior to December thirty-first in each year, be certified by the regional district treasurer to the treasurers of the several towns. Each town shall, at the next annual town meeting, appropriate the amounts so certified, and in case any such town fails to pay over to the treasurer of said district the amount of its apportionment within the time specified in said agreement for such payment, the district school committee shall invoke the provisions of section thirty-four. The town treasurer shall pay the amount so appropriated or any amount ordered to be raised by court decree to said district at the time or times specified in the agreement.

Committee to determine and apportion expenses among towns in district.

Section 16C. The regional school district shall be subject to all laws pertaining to school transportation; and when the agreement provides for the furnishing of transportation by the district, the apportioned cost of transportation shall be included with any other school transportation costs incurred in computing the amount of state aid due it.

District subject to laws on school transportation.

Section 16D. Each town comprising the regional school district shall continue to receive state aid for educational purposes in the amount to which it would be entitled if such district had not been formed; and such regional school district shall be entitled to receive state aid for construction of regional schools.

Towns in district to receive state aid.

Section 16E. The director of accounts in the department of corporations and taxation shall annually cause an audit to be made of the accounts of the regional district school committee, and for this purpose he, and his duly accredited agents, shall have access to all necessary papers, books and records. Upon the completion of each audit, a report thereon shall be made to the chairman of the district committee, and a copy thereof shall be sent to the chairman of the selectmen and of the school committee of each town which is a member of the district. The director shall apportion the cost among the several towns which are members of the district on the basis provided by section fourteen B, and submit the amounts of each apportionment to the state treasurer,

Director of accounts to audit accounts of the committee.

who shall issue his warrant requiring the assessors of the towns which are members of the district to assess a tax to the amount of the expense, and such amounts shall be collected and paid to the state treasurer as provided by section twenty of chapter fifty-nine.

District to have retirement system.

Section 16F. The regional school district shall maintain a contributory retirement system for non-teaching employees of the district, subject in all respects to the applicable provisions of chapter thirty-two.

Towns not to be jointly liable.

Section 16G. No town in a regional school district shall be liable for any obligation imposed on any other town in said district by authority of sections fourteen to sixteen I, inclusive, or of any agreement thereunder, any other provision of law to the contrary notwithstanding.

Compensation of emergency finance board.

Section 16H. The members of the aforesaid emergency finance board when acting under said sections shall receive from the commonwealth compensation to the same extent as provided under chapter three hundred and sixty-six of the acts of nineteen hundred and thirty-three, as amended, including chapter seventy-four of the acts of nineteen hundred and forty-five.

Certain invalid sections not to void entire chapter.

Section 16I. If any provision of said sections, or the application of such provision to any person or circumstances, shall be held invalid, the remainder of said sections and the application of such provisions to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Established districts to continue.

SECTION 2. Notwithstanding the provisions of sections fourteen to sixteen I, inclusive, of chapter seventy-one of the General Laws, inserted by section one of this act, if, prior to the enactment of this act, one or more towns, pursuant to the provisions of sections fourteen to sixteen, inclusive, of said chapter in the form existing prior to the enactment of this act, shall have voted to form a union high school district, such district may be formed and operated after the enactment of this act as if said sections fourteen to sixteen, inclusive, had not been stricken out by section one of this act.

Approved August 2, 1949.

Chap. 639 AN ACT TO EXTEND THE COVERAGE OF THE EMPLOYMENT SECURITY LAW.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 151A, § 6, etc., amended.

SECTION 1. Section 6 of chapter 151A of the General Laws is hereby amended by striking out subsection (c), as appearing in section 1 of chapter 685 of the acts of 1941, and inserting in place thereof the following: —

Employment not to include certain services.

(c) Services performed on or in connection with a vessel not an American vessel by an individual if the individual is performing services on or in connection with such vessel when outside the United States, or services performed by an individual in the catching, taking or harvesting of fish on a vessel of less than ten net tons provided that the term

"employment" shall include any service of whatever nature performed by an individual for an employing unit on or in connection with an American vessel under a contract of service which is entered into within the United States or during the performance of which the vessel touches at a port in the United States if such individual is employed on or in connection with such vessel outside of the United States, and provided such service is performed on or in connection with the operation of an American vessel operating on the navigable waters within or without the United States and such operations are ordinarily and regularly supervised, managed, directed and controlled from an operating office managed by an employing unit in this commonwealth.

SECTION 2. Section 1 of said chapter 151A is hereby amended by adding at the end the following subsection: —

(u) "American vessel", any vessel documented or numbered under the laws of the United States; and includes any vessel which is neither documented or numbered under the laws of the United States nor documented under the laws of any foreign country, if its crew is performing services solely for one or more citizens or residents of the United States or corporations organized under the laws of the United States or of any state.

G. L. (Ter. Ed.), 151A, § 1, amended. "American vessel" defined.

SECTION 3. This act shall take effect on January first, nineteen hundred and fifty. *Approved August 2, 1949.*

Effective date.

AN ACT RELATING TO BRANCHES OF FINANCIAL INSTITUTIONS. *Chap. 640*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to regulate the establishing of branches by certain financial institutions organized under laws other than the laws of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

Chapter 167 of the General Laws is hereby amended by inserting after section 37 the following section: — *Section 37A.* No association, corporation, partnership, or person organized or operating under laws other than the laws of this commonwealth and doing a business similar to any business referred to in section one, shall establish or maintain any branch or depot in this commonwealth unless expressly authorized to operate and maintain a branch or depot by the laws under which it was organized or operates and except in accordance with the same restrictions and limitations as to branches and depots applicable to similar institutions organized or operating under the laws of this commonwealth.

G. L. (Ter. Ed.), 167, new § 37A, added. Branch offices of financial institutions, regulated.

Approved August 3, 1949.

Chap.641 AN ACT PROVIDING FOR CERTAIN PAYMENTS BY THE COMMONWEALTH TO THE TOWN OF PETERSHAM ON ACCOUNT OF THE CONSTRUCTION OF CERTAIN ADDITIONS TO THE METROPOLITAN WATER SYSTEM.

Be it enacted, etc., as follows:

For the purpose of reimbursing the town of Petersham for the loss of taxes due to the construction therein of certain additions to the metropolitan water system, the commonwealth shall pay to the town of Petersham, on or before September fifteen, nineteen hundred and fifty, the sum of forty-five hundred dollars, and shall pay a further sum of three hundred dollars, annually, for the years nineteen hundred and fifty, nineteen hundred and fifty-one, and nineteen hundred and fifty-two, as a part of the cost of maintenance of said water system.

Approved August 3, 1949.

Chap.642 AN ACT PROVIDING A PREFERENCE TO WIDOWS AND WIDOWED MOTHERS OF MASSACHUSETTS VETERANS IN CIVIL SERVICE APPOINTMENTS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 31, § 23, etc., amended.
Civil service preference granted to veterans' widows and widowed mothers, etc.

SECTION 1. Section 23 of chapter 31 of the General Laws, as amended, is hereby further amended by adding at the end the following sentence: — The names of widows of, and of widowed mothers of, veterans shall be placed upon eligible lists for appointment to any position classified under the civil service in the order of their respective standing on such lists established as the result of examinations above the names of other applicants but below the names of veterans and disabled veterans; provided, that no such preference shall be given to such widows or mothers unless they present proof satisfactory to the director that such deceased veteran would have been entitled to be recorded as a veteran under section twenty-one, that the death of such veteran occurred during time of war or insurrection or as the result of injury sustained or disease contracted during such time, that the relationship of widow or mother to the deceased veteran exists, and that the widow or widowed mother has not remarried.

G. L. (Ter. Ed.), 31, § 24, etc., amended.
Names of widows and widowed mothers of veterans to appear on lists in certain order.

SECTION 2. Section 24 of said chapter 31, as amended, is hereby further amended by adding at the end the following sentence: — The names of widows of, and of widowed mothers of, veterans shall be placed on the eligible lists for the class for which they register above the names of all other applicants but below the names of veterans; provided, that no such preference shall be given to such widows or mothers unless they present proof satisfactory to the director that such deceased veteran would have been entitled to be recorded as a veteran under section twenty-one, that the death of such veteran occurred during time of war or insurrection or as the result of injury sustained or disease

contracted during such time, that the relationship of widow or mother to the deceased veteran exists and that the widow or widowed mother has not remarried.

Approved August 4, 1949.

AN ACT AUTHORIZING THE TOWN OF WHITMAN TO BORROW Chap. 643
MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing one or more school buildings, for constructing additions to existing school buildings, and of originally equipping and furnishing the same, the town of Whitman may borrow, from time to time within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, five hundred and fifty thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Whitman School Building Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved August 5, 1949.

AN ACT EXEMPTING CERTAIN DISABLED VETERANS FROM CERTAIN MOTOR VEHICLE REGISTRATION AND LICENSE FEES Chap. 644
AND FROM CERTAIN PARKING FEES AND PENALTIES.

Be it enacted, etc., as follows:

SECTION 1. Section 22 of chapter 40 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following paragraph: —

G. L. (Ter. Ed.), 40, § 22, amended.

No penalty shall be imposed upon any disabled veteran, whose vehicle bears the distinctive number plates authorized by section two of chapter ninety, for parking such vehicle on any way for a longer period of time than permitted by said ordinances, by-laws, rules or orders.

Disabled veteran not to be fined for overtime parking, etc.

SECTION 2. Section 22A of said chapter 40, inserted by section 1 of chapter 442 of the acts of 1947, is hereby amended by adding at the end the following sentence: — No fee shall be exacted and no penalty shall be imposed for the parking of any vehicle owned and driven by a disabled veteran and bearing the distinctive number plates authorized by section two of chapter ninety.

G. L. (Ter. Ed.), 40, § 22A, etc., amended.
No fees or fines for disabled veterans under certain conditions.

SECTION 3. Section 2 of chapter 90 of the General Laws is hereby amended by striking out the seventh paragraph, as amended by chapter 470 of the acts of the current year, and inserting in place thereof the following: —

G. L. (Ter. Ed.), 90, § 2, etc., amended.

The registrar shall furnish at his office, without charge, to

Registrar to furnish

registration
plates to
certain
veterans
without
charge.

every person whose motor vehicle is registered under this chapter, two number plates of suitable design, and to every person whose trailer is so registered, one such number plate, having displayed thereon the register number assigned to that vehicle; provided, that number plates assigned to ambulances, fire engines and apparatus, police patrol wagons and other vehicles used by the police department of any city or town or park board solely for the official business of such department or board, and pleasure passenger vehicles owned by veterans who, according to the records of the United States Veterans' Administration, by reason of service in the armed forces of the United States have suffered loss, or loss of use, of any arm at or above the wrist or of any leg at or above the ankle may be of a distinctive type or types. The number plates so furnished shall, except as provided by section nine, and except in case the registrar for any valid reason extends the time, be valid only for the year for which they are issued. If the registrar extends the time he may make rules and regulations requiring the display of visible evidence upon every motor vehicle that it has been registered and that the plates in use thereon are valid. Any plate becoming illegible because of construction defects shall be replaced by the registrar without cost.

G. L. (Ter.
Ed.), 90, § 33,
etc., amended.

SECTION 4. Section 33 of said chapter 90, as amended, is hereby further amended by adding at the end the following paragraph:—

No license or
registration
fee for cer-
tain veterans.

No fee shall be exacted for the registration of any vehicle owned by a disabled veteran who is entitled to display thereon the distinctive number plates authorized by section two, and no fee shall be exacted for the issuance to such disabled veteran of a license to operate such vehicle.

Approved August 5, 1949.

Chap. 645 AN ACT EXTENDING THE USE OF THE STATE ARMORIES.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 33, § 41,
etc., amended.

Subsection (c) of section 41 of chapter 33 of the General Laws, as appearing in section 1 of chapter 425 of the acts of 1939, is hereby amended by inserting before the last paragraph the following paragraph:—

State
armories may
be used for
athletic con-
tests, etc.

Athletic contests by responsible organizations or associations.

Approved August 5, 1949.

Chap. 646 AN ACT AUTHORIZING THE DIRECTOR OF THE DIVISION OF EMPLOYMENT SECURITY TO ENTER INTO RECIPROCAL AGREEMENTS WITH FOREIGN COUNTRIES RELATIVE TO THE ADMINISTRATION OF THE EMPLOYMENT SECURITY LAW.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 151A,
new § 66A,
added.

Chapter 151A of the General Laws is hereby amended by adding after section 66 the following section:— *Section 66A.* To the extent permissible under the laws and constitution of

the United States, the director is authorized to enter into or co-operate in arrangements whereby facilities and services provided under this chapter and services and facilities provided under the employment security law of any foreign country may be utilized for the taking of claims and the payment of benefits under the employment security law of this commonwealth and under a similar law of such government.

Reciprocal agreements with foreign nations permitted.

Approved August 5, 1949.

AN ACT PROVIDING FOR CERTAIN STRUCTURAL ALTERATIONS AT THE ARMORY IN THE CITY OF NORTH ADAMS. *Chap.647*

Be it enacted, etc., as follows:

SECTION 1. The armory commission is hereby authorized and directed to make such structural alterations at the armory in the city of North Adams as may be necessary to make the entrance and exit facilities thereat conform to requirements of the laws relating to the safety of persons in places of public assembly, and increase the seating capacity of said armory. For said purposes, said commission may expend such sum as may be paid into the state treasury by said city. Any balance of said sum remaining after the completion of the alterations shall be repaid to said city.

SECTION 2. This act shall take effect upon its passage.

Approved August 8, 1949.

AN ACT AUTHORIZING AND DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO CONSTRUCT AND MAINTAIN AN OUTDOOR PUBLIC SWIMMING POOL AND DRESSING ROOMS IN THE CITY OF WALTHAM. *Chap.648*

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to construct and maintain an outdoor swimming pool and dressing rooms on land of the commonwealth within the city of Waltham, said land being bounded on the north by River street and on the east by Newton street. For said purposes said commission may expend such sums as may hereafter be appropriated therefor.

SECTION 2. This act shall take effect upon its passage.

Approved August 8, 1949.

AN ACT FURTHER PROVIDING FOR CERTAIN RAPID TRANSIT IMPROVEMENTS IN THE CITY OF BOSTON. *Chap.649*

Be it enacted, etc., as follows:

SECTION 1. The following words as used in this act shall, unless the context otherwise requires, have the following meanings: —

“Authority” shall mean the Metropolitan Transit Authority, its successors and assigns.

“Equip” shall mean, with respect to each subway or tunnel addition authorized by this act, to provide, equip and furnish such addition, including terminals, stations and structures appurtenant thereto, with all necessary ballast, tracks, rails, fastenings, frogs, switches, switch stands, ties, tie plates, wires, poles, signals, conduits, lighting and power distribution systems, fences, barriers, station equipment and incidental apparatus, and in general to completely equip and furnish the same with all property, appliances, apparatus, machinery, furniture and fixtures proper and adapted thereto and necessary for the convenient maintenance and operation of a railway and for the safety and accommodation of passengers using the same.

SECTION 2. The authority shall construct and equip an addition to the existing Tremont street subway in the city of Boston connecting with the said subway at or near the junction of Hanover street and Scollay square, thence running in a general southerly direction under Beacon Hill and Boston Common and through and under public and private lands and ways, and connecting with Park street station of said subway and shall also in connection with such construction enlarge and alter and provide additional platform facilities in the Scollay square, Park street and Boylston street stations of said subway, and shall provide continuous platform facilities between said Park street station and said Boylston street station, and may make such alterations in said subway for said purposes as it may deem necessary. The authority may expend for the purposes of this section not exceeding eleven million five hundred thousand dollars.

No construction work shall be done under this section until a plan therefor, together with estimates of cost indicating that the project can be completed at a cost not exceeding eleven million five hundred thousand dollars, shall have been approved by the commission of the department of public utilities, unless such a plan, together with such estimates of cost, has been so approved under chapter six hundred and twenty-two of the acts of nineteen hundred and forty-eight. Any plan approved either under this act or under said chapter six hundred and twenty-two may be altered at any time by a new plan approved in like manner.

SECTION 3. The authority shall construct and equip an addition to the existing Washington street tunnel in the city of Boston connecting with said tunnel at or near the Boylston street station thereof, thence running in a general southerly direction under Washington street and under the right-of-way of the New York, New Haven and Hartford Railroad and Boston and Albany Railroad to a point at or near Cobb street, thence turning and running in a general southwesterly direction under public and private lands to Shawmut avenue at a point near Dover street, thence running under Shawmut avenue in a general southwesterly direction to a point at or near Arnold street, thence turning and running in a general southerly direction under public and private lands to Wash-

ington street at a point near Eustis street, thence running in a general southwesterly direction under public and private lands to a new underground station at a point near Dudley street, thence running in a general southwesterly direction under Washington street to a point near Bartlett street, thence running in a general southwesterly and southerly direction under land of the authority to the southerly side of Guild street, thence emerging by way of an incline and elevated structure on public and private lands connecting with the existing elevated structure at a point on Washington street near Cedar street. Said addition to the existing Washington street tunnel shall include a station at or near the junction of Shawmut avenue and Union Park street, a station at or near the junction of Shawmut avenue and West Springfield street, and a station at or near Dudley street.

After the use by the authority of the tunnel addition constructed under this section begins, the authority shall proceed without delay to remove its elevated structure located in or upon Washington street and public or private lands or ways in the city of Boston between the southerly end of the present Washington street tunnel and the point where the tunnel addition to be constructed under this section connects with the present elevated structure on Washington street near Cedar street, above its foundations, to put the surface of the public ways disturbed by such removal into as good condition as the adjacent surface of said ways, to restore to good condition sidewalks affected by such removal and to repair any damage done by such removal to any building to which said elevated structure is affixed. The cost to the authority of removing such elevated structure and of restoring public ways, sidewalks and buildings as aforesaid, less the amount received by the authority from the sale of the structure as salvage or otherwise, shall be included in the cost of the work authorized by this section.

The authority may expend for the purposes of this section not exceeding nineteen million dollars. No construction work shall be done under this section until a plan therefor, together with estimates of cost indicating that the project can be completed at a cost not exceeding nineteen million dollars, shall have been approved by the commission of the department of public utilities, unless such a plan, together with such estimates of cost, has been so approved under chapter six hundred and twenty-two of the acts of nineteen hundred and forty-eight. Any plan approved either under this act or under said chapter six hundred and twenty-two may be altered at any time by a new plan approved in like manner.

SECTION 4. For the purposes of this act the authority shall have and exercise in its own name and behalf all the powers conferred upon the Boston transit commission by chapter five hundred and forty-eight of the acts of eighteen hundred and ninety-four and by chapter seven hundred and forty-one of the acts of nineteen hundred and eleven and amendments thereof, either generally or in connection with

the construction or operation of any tunnel or subway authorized by said chapters, and like powers as conferred upon the transit department of the city of Boston by chapter four hundred and eighty of the acts of nineteen hundred and twenty-three with respect to the works authorized thereunder, and by all other acts conferring authority upon the Boston transit commission or the transit department of the city of Boston.

The additions authorized by this act may be constructed upon, under or over public or private ways or lands including lands devoted to the public use.

For the purpose of constructing the works authorized by this act the authority may enter upon and use the land of others. Any person injured in his property by such entry or use of his land by the authority may recover his damages under chapter seventy-nine of the General Laws.

SECTION 5. The provisions of the Boston Building Code of the city of Boston, being chapter four hundred and seventy-nine of the acts of nineteen hundred and thirty-eight, as amended by chapter two hundred and seventeen of the acts of nineteen hundred and thirty-nine, with the amendments by ordinances of the city council incorporated therein, and of section seventeen of chapter one hundred and fourteen of the General Laws, and of section five A of chapter seventy-nine of the General Laws, shall not apply to the works authorized by this act.

SECTION 6. For the purpose of providing funds for the purposes of this act and for the purpose of refunding again and again bonds issued under this act, the authority shall from time to time, issue to the district, bonds of the authority for such terms and bearing such rates of interest as are hereinafter provided. The trustees of the district, at the request of the trustees of the authority, shall purchase such bonds of the authority. The trustees of the district shall in the case of each such purchase procure the funds necessary for the purchases authorized by this section by the issue of bonds of the district under and in the manner provided in section ten of chapter three hundred and eighty-three of the acts of nineteen hundred and twenty-nine and section two of chapter one hundred and forty-seven of the acts of nineteen hundred and thirty-two, and the provisions of said sections shall apply thereto in the same manner and to the same extent as if such bonds of the district were specifically authorized in said chapter three hundred and eighty-three; provided, that any bonds of the district issued under authority of this section shall be for such terms, not less than one year and not exceeding seventy-five years from the date thereof, and shall bear interest payable semi-annually at such rates, as said trustees of the district, subject to the approval of the department of public utilities, shall from time to time determine. Said bonds of the district may be issued on either the sinking fund or serial payment plan, and, if issued on the serial payment plan, the trustees of the

district shall endeavor so to arrange the maturities thereof that the bonds maturing each year other than the final year will be met by the authority's payments in reduction of the principal amount of the bonds purchased. Each bond issue of the authority so purchased shall be for the same term as the term of the last maturing bonds of the district issued to provide funds for the purchase of such bond issue of the authority and shall provide that the authority shall pay the district, as interest, ten days prior to each and every date interest is payable on the bonds of the district issued to purchase such bond issue of the authority, an amount equal to the interest payable by the district on each such date on such bonds. If the bond issue of the authority is an original bond issue, it shall further provide that the authority shall annually pay the district, in reduction of the principal amount of such bond issue, a sum equal to one and one third per cent of the original principal amount of such bond issue. If the bond issue of the authority is a refunding bond issue, it shall provide that the authority shall annually pay the district, in reduction of the principal amount of such bond issue, the sum annually payable by the authority in reduction of the principal amount of the bond issue of the authority being refunded. All amounts received by the district as interest on any bond issue of the authority under this section shall be applied to pay the interest, as and when due, on the bonds issued by the district to provide funds for the purchase of such bond issue of the authority. All amounts received by the district in reduction or payment of the principal amount of bonds issued by the authority under this section shall be used in payment of bonds of the district issued under this section, and pending such use shall be held by the district in a separate account to pay such bonds of the district. Any funds in such account may be invested as provided in section eleven of said chapter three hundred and eighty-three. The income from such investment, after deducting therefrom allowance for amortization of premiums and expense in connection with such investment, shall be paid by the district to the authority. In the event that any bonds of the district issued under this section are sold at a premium above or a discount below par, the bond issue of the authority purchased with the proceeds thereof shall be purchased by the district at the same premium above or discount below par. All bonds of the authority issued under this section, both as to income and principal, are hereby made exempt from all taxes levied under authority of the commonwealth while held by the district and shall contain a recital to such effect. No such bonds of the authority shall be disposed of by the district without authority of the general court. The proceeds of bonds of the authority issued under this section shall be used by it only for the purposes hereinbefore set forth. The authority shall reimburse the district, at the request of the trustees thereof, for all expenses incidental to the authorization, preparation, issue,

registration and payment of interest and principal of the aforesaid bonds of the district. At the maturity of any issue of bonds of the authority under this section, the balance, if any, of any such maturing bond issue shall be refunded by the authority under this section. The provisions of section twenty-three of chapter five hundred and forty-four of the acts of nineteen hundred and forty-seven shall not apply to bonds of the authority issued under this section.

SECTION 7. The trustees of the authority are hereby directed to certify to the state treasurer in the month of January in each year the amounts payable by the authority in such year in reduction of the principal amount of bond issues of the authority under section six of this act. The amount so certified by the trustees to the state treasurer in each year shall be assessed on the cities and towns constituting the authority as provided by section twenty of chapter fifty-nine of the General Laws, as amended, in proportion to the amount paid under the last preceding assessment under section fourteen of chapter one hundred and fifty-nine of the Special Acts of nineteen hundred and eighteen or under section thirteen of chapter five hundred and forty-four of the acts of nineteen hundred and forty-seven. On November twentieth in each year the commonwealth shall pay to the authority the amount certified in such year.

SECTION 8. This act shall take effect upon its passage.

Approved August 8, 1949.

Chap.650 AN ACT AUTHORIZING THE TOWN OF GREENFIELD TO APPROPRIATE MONEY TO PROVIDE FACILITIES FOR THE HOLDING IN SAID TOWN OF THE STATE CONVENTION OF THE DISABLED AMERICAN VETERANS OF THE WORLD WAR.

Be it enacted, etc., as follows:

SECTION 1. The town of Greenfield may appropriate a sum not exceeding three thousand dollars for the purpose of providing proper facilities for public entertainment at the time of the state convention of the Disabled American Veterans of the World War, Department of Massachusetts to be held in said town during the year nineteen hundred and fifty, and of paying the expenses incidental to such entertainment. Money so appropriated shall be expended under the direction and control of the selectmen of said town.

SECTION 2. This act shall take effect upon its passage.

Approved August 8, 1949.

Chap.651 AN ACT AUTHORIZING THE CITY OF MEDFORD TO PAY A SUM OF MONEY TO LEO ALEXANDER OF ARLINGTON.

Be it enacted, etc., as follows:

SECTION 1. The board of aldermen of the city of Medford is hereby authorized to appropriate, and the treasurer of said city is hereby authorized to pay to Leo Alexander of Arling-

ton, the sum of seven hundred and twenty-five dollars, in payment and in full settlement of his claim against said city for reimbursement on account of moneys, labor and materials expended by him in the year nineteen hundred and forty-seven, and particularly to reimburse said Alexander for expenses and services incurred and rendered by him in said year in the taking of motion pictures of school-boy athletic contests; said claim being legally unenforceable against said city by reason of failure to comply with the provisions of the city charter and municipal ordinances. Said sum shall be raised out of the current revenue for the year nineteen hundred and forty-nine.

SECTION 2. This act shall take effect upon its passage.

Approved August 8, 1949.

AN ACT RELATIVE TO THE RETIREMENT ALLOWANCES OF CERTAIN POLICE OFFICERS AND FIREMEN IN THE CITY OF FITCHBURG. Chap.652

Be it enacted, etc., as follows:

SECTION 1. The city of Fitchburg, in computing the retirement allowances of police officers and firemen retired under sections eighty to eighty-five F, inclusive, of chapter thirty-two of the General Laws, shall credit such police officers or firemen with any service actually rendered in any calendar year as a reserve police officer or reserve or call fireman as a part of his continuous service; provided, that such police officer or fireman was appointed a reserve police officer or reserve or call fireman prior to July first, nineteen hundred and thirty-seven.

SECTION 2. The retirement allowances of former police officers and firemen in the city of Fitchburg who were retired prior to September second, nineteen hundred and forty-eight, under the provisions of sections eighty to eighty-five F, inclusive, of chapter thirty-two of the General Laws shall be adjusted from and after the effective date of this act so that the amounts thereof will be those to which such retired persons would have been entitled if this act had been in effect at the time of their retirement. *Approved August 8, 1949.*

AN ACT PROVIDING FOR THE CONSTRUCTION OF AN ATHLETIC FIELD HOUSE ON THE HYDE PARK RESERVATION IN THE HYDE PARK SECTION OF THE CITY OF BOSTON. Chap.653

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to construct an athletic field house on the Hyde Park reservation, so called, located at the junction of Turtle Pond parkway and River street in the Hyde Park section of the city of Boston, and to further develop and maintain the field as an athletic and recreational area.

For said purposes, said commission may expend such sums as may be appropriated therefor. *Approved August 8, 1949.*

Chap.654 AN ACT RELATIVE TO THE PRINTING OF THE RULES OF THE SUPREME JUDICIAL AND SUPERIOR COURTS AND THE DISPOSAL OF COPIES THEREOF.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 213, new § 3A, added.

Sales to the public of rules of the supreme judicial and superior court, authorized.

SECTION 1. Chapter 213 of the General Laws is hereby amended by inserting after section 3 the following section: —
Section 3A. Copies of the rules, as provided for in section three, shall be printed at the expense of the commonwealth from such sums as may be appropriated therefor and expended under the direction of the chief justices. There may be included such notes and annotations, if any, as shall be directed by vote of the justices. Copies of general revisions of the rules not otherwise disposed of may be sold to the general public at such price per copy as shall be fixed by vote of the justices, which price may be less than, but shall not exceed, the cost of printing, binding and paper. Copies intended for sale shall be transmitted, under the direction of the chief justice, to the several clerks of the courts and to each clerk of the supreme judicial and the superior court in Suffolk county, and shall be placed on sale by them at the price so fixed. Each such clerk shall, in January, April, July and October in each year, pay into the state treasury all sums received from the sale of such copies during the preceding quarter and shall also in said months report in writing to the chief justice the number of such copies sold during the preceding quarter and the number remaining on hand at the end thereof.

G. L. (Ter. Ed.), 212, § 28A, repealed.

SECTION 2. Section 28A of chapter 212 of the General Laws, as appearing in the Tercentenary Edition, is hereby repealed.

Approved August 8, 1949.

Chap.655 AN ACT PROVIDING FOR THE CONSTRUCTION AND MAINTENANCE BY THE METROPOLITAN DISTRICT COMMISSION OF A SWIMMING POOL AT MAGAZINE BEACH IN THE CITY OF CAMBRIDGE.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to construct, and thereafter to maintain, a swimming pool at Magazine beach in the city of Cambridge. For said purposes, said commission may expend such sums as may be appropriated therefor.

Approved August 8, 1949.

Chap.656 AN ACT PROVIDING FOR CERTAIN GUARANTEED RETIREMENT ALLOWANCES UNDER THE CONTRIBUTORY RETIREMENT SYSTEMS, AND RELATIVE TO RETIREMENT ALLOWANCES THEREUNDER AFTER FORTY YEARS OF CREDITABLE SERVICE.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 5, etc., amended.

Subdivision (2) of section 5 of chapter 32 of the General Laws is hereby amended by striking out the first ten lines

of paragraph (a), as appearing in section 5 of chapter 388 of the acts of 1947, and inserting in place thereof the following:— The normal yearly amount of such allowance for any member classified in Group A other than a veteran as defined in section one shall, subject to the provisions of this section, be equal to the aggregate of the amounts determined in accordance with clauses (i), (ii), (iii) and (iv) of this paragraph, reduced by one twelfth of one per cent of such aggregate for each full month by which his date of retirement precedes the last day of the month in which he will attain age sixty-five, except that, if such member has attained age sixty and has completed forty years of creditable service, the reduction factor shall not apply, and except that any such member who has attained age sixty-five and has thirty years of creditable service, the normal yearly amount of such allowance shall not be less than a sum equal to one half of the average annual rate of regular compensation received by such member during the last five years for which such compensation was received immediately preceding the date of retirement, and an additional amount equal to one per cent of said compensation for each year of creditable service after the first thirty; provided, that the total amount of the allowance shall not exceed four fifths of said compensation; and provided further, that no member shall receive such guaranteed retirement allowance unless he has paid into the annuity savings fund the full amount of regular deductions on the total amount of regular compensation permitted by subdivision (3A) of section three and by paragraph (d) of subdivision (1) of section twenty-two.

Amount payable to Group A other than a veteran.

Approved August 8, 1949.

AN ACT RELATIVE TO RETIREMENT FOR ORDINARY DISABILITY UNDER THE LAW RELATIVE TO CONTRIBUTORY RETIREMENT OF PUBLIC EMPLOYEES.

Chap. 657

Be it enacted, etc., as follows:

Subdivision (1) of section 6 of chapter 32 of the General Laws, as amended, is hereby further amended by striking out, in line 4, as appearing in section 5 of chapter 667 of the acts of 1947, the word "twenty" and inserting in place thereof the word:— fifteen.

G. L. (Ter. Ed.), 32, § 6, etc., amended.

Approved August 8, 1949.

AN ACT RELATIVE TO THE SALE OF POISON.

Chap. 658

Be it enacted, etc., as follows:

Section 2 of chapter 270 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "acid", in line 9, the words:— in such concentration as shall be determined by the board of registration in pharmacy, and, — so that the first sentence will read as follows:— Whoever sells arsenic (arsenious acid), atropia or any of its salts, chloral hydrate, chloroform, cotton root or its fluid extract, corrosive sublimate, cyanide of

G. L. (Ter. Ed.), 270 § 2, amended.

Sale of poison.

potassium, Donovan's solution, ergot or its fluid extract, Fowler's solution, oil of pennyroyal, oil of savin, oil of tansy, Paris green, Parson's vermin exterminator, phosphorus, prussic acid, "rough on rats", strychnia or any of its salts, tartar emetic, tincture of aconite, tincture of belladonna, tincture of digitalis, tincture of nux vomica, tincture of veratrum viride, compounds of fluorine, or carbolic acid, in such concentration as shall be determined by the board of registration in pharmacy, and without the written prescription of a physician, shall affix to the bottle, box or wrapper containing the article sold a label of red paper upon which shall be printed in large black letters the name and place of business of the vendor and the words "POISON" and "ANTIDOTE", and the label shall also contain the name of an antidote, if any, for the poison sold.

Approved August 8, 1949.

Chap. 659 AN ACT GRANTING AUTHORITY TO THE DIRECTOR OF THE DIVISION OF EMPLOYMENT SECURITY TO HOLD HEARINGS ON DETERMINATIONS OF CLAIMS FOR UNEMPLOYMENT COMPENSATION.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 151A, § 39, etc., amended.

Director may hold hearings to determine validity of claim.

Chapter 151A of the General Laws is hereby amended by striking out section 39, as appearing in section 1 of chapter 685 of the acts of 1941, and inserting in place thereof the following:— *Section 39.* The director or his authorized representative shall properly determine, in accordance with the procedures established by the director, and after making such inquiries and investigations as he deems necessary, whether or not a claim is valid, and the amount, if any, of the benefits payable thereunder, and shall promptly give notice of such determination, together with the reasons therefor, to the claimant, and in the event that the claim is declared valid shall give notice to any employing unit or other interested person who shall have returned notice in accordance with section thirty-eight. In accordance with the procedure prescribed by the director, benefits shall be paid or denied unless a hearing is requested by a party affected within five days after receipt, but in no case more than seven days after mailing of said notice. If a hearing is so requested, the director or his authorized representative shall afford all parties interested reasonable opportunity to be heard, shall render a decision as promptly as possible and shall notify the parties affected. Benefits shall then be paid or denied unless an application for a review by the board of review is filed in accordance with section forty. Default in payment of contributions by an employer shall not in any manner adversely affect the rights of any employee otherwise eligible for benefits.

Approved August 8, 1949.

AN ACT PROVIDING FOR THE PAYMENT BY THE COMMONWEALTH OF ANNUITIES TO CERTAIN DISABLED WAR VETERANS.

Chap. 660

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to furnish aid forthwith to certain veterans, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

Chapter 115 of the General Laws is hereby amended by inserting after section 6, as appearing in section 1 of chapter 584 of the acts of 1946, the following three sections, under the caption ANNUITIES TO CERTAIN PARAPLEGIC VETERANS: —
Section 6A. As used in this section and in sections six B and six C the word "veteran" means any person who served in the military or naval forces of the United States during any war in which the United States was engaged, who was a resident of this commonwealth at the time he was inducted into such forces and whose discharge or release therefrom was other than dishonorable, and who has continued to be a resident of this commonwealth.

G. L. (Ter. Ed.), 115, new §§ 6A, 6B and 6C, added.
 "Veteran" defined.

Section 6B. In addition to any other aid to which a veteran is entitled, a veteran who is suffering from paraplegia and has permanent paralysis of both legs and lower parts of the body, resulting from traumatic injury to the spinal cord or brain, sustained through enemy action, or accident while in such military or naval service, shall be paid so long as such permanent paralysis exists, the sum of five hundred dollars annually in monthly payments. Such payments shall be due and payable from the date of his application. This section shall not include paraplegia resulting from locomotor ataxia and other forms of syphilis of the central nervous system, chronic alcoholism, malaria, anemia, other forms of disease, tumors, or poisoning which may produce signs and symptoms similar to those resulting from traumatic paraplegia.

State to pay paraplegic veterans annuity in monthly instalments.

Section 6C. Evidence of the service and disability mentioned in sections six A and six B shall be furnished to the commissioner of veterans' services who shall examine the same and upon being satisfied that the service was performed and the veteran has been rendered permanently paralyzed, as defined in section six B shall so certify to the comptroller, whereupon said annuity shall be paid by the commonwealth, subject to appropriation, from the veterans' services fund.

Commissioner of veterans' services to certify eligibility of veteran to comptroller.

Approved August 9, 1949.

Chap.661 AN ACT PROVIDING FOR THE NOMINATION OF MEMBERS OF THE CITY COUNCIL AND THE SCHOOL COMMITTEE OF PLAN E CITIES BY PRELIMINARY ELECTIONS, AND PROVIDING FOR THEIR ELECTION BY ORDINARY PLURALITY VOTING.

Be it enacted, etc., as follows:

SECTION 1. So much of the provisions of sections ninety-three and one hundred and sixteen of chapter forty-three of the General Laws as provides for the election by proportional representation of members of the city council and the school committee in cities having a Plan E form of city charter is hereby repealed.

SECTION 1A. Notwithstanding the provisions of section one, in any city which has adopted the Plan E form of city charter, the provisions of law repealed by said section shall continue to apply until a referendum has been held in said city as provided in section three and a majority of the voters voting in answer to the question set forth in said section three vote in the affirmative.

SECTION 2. Notwithstanding any provision of said chapter forty-three to the contrary, nominations of candidates for election to the city council and the school committee of cities having a Plan E form of city charter and in which the provisions of law repealed by section one no longer apply shall be made at preliminary elections under the provisions of sections forty-four A to forty-four G of said chapter forty-three, which sections are hereby made applicable in said cities, and the candidates nominated at such preliminary elections shall be candidates for election at the regular municipal election therein by ordinary plurality voting.

SECTION 3. Upon petition of ten per cent of the registered voters of any city, which has adopted the Plan E form of city charter, filed with the state secretary not later than sixty days before any biennial state election, this act shall be submitted to the registered voters of said city at said election in the form of the following question, which shall be placed on the official ballot for use in said city at said election:— "Shall an act passed by the General Court entitled 'An Act providing for the nomination of members of the city council and the school committee of Plan E cities by preliminary elections, and providing for their election by ordinary plurality voting', be accepted?"

Approved August 9, 1949.

Chap.662 AN ACT RELATIVE TO THE ORGANIZATION OF UNION HEALTH DEPARTMENTS.

Be it enacted, etc., as follows:

SECTION 1. Two or more cities or towns may, by vote of the city council and approval of the mayor in the city, and by vote of the town, form a union health department which shall have all the powers and shall perform all the duties

exercised or performed, immediately prior to the effective date of this act, by the board of health of the constituent municipalities under any law or ordinance pertaining thereto, and shall perform any further duties and shall have further powers required of or conferred upon the local boards of health of the constituent municipalities by law or ordinance or required of or conferred upon local boards of health of municipalities by law, except in so far as the union board of health may by vote delegate certain responsibilities to the boards of health of the constituent cities and towns. The union health department shall be administered by a full time director of health who shall be a physician graduated from an approved school of medicine and registered or eligible for registration to practice medicine in the commonwealth or a lay person with specialized training and experience in public health. The department shall set minimum qualifications for the position of director of union health departments and shall pass upon the qualifications of each candidate for appointment to such position. The union board of health shall be comprised of one representative from each constituent municipality and municipalities having a population greater than thirty-five thousand shall have one additional representative for every population unit of thirty-five thousand or fraction thereof beyond the first thirty-five thousand. In no instance shall there be more than five representatives from a single municipality in such a union board of health. Such representatives shall be appointed by the board of health in those municipalities where boards of health are elected. In cities and towns where the local board is not elected, such representatives shall be appointed by the mayor with the approval of the city council unless a definite mode of appointment is provided in the city charter, and in towns shall be appointed by the board of selectmen except when other provision is made by law. They shall serve for a period of three years. The representatives of the union boards of health shall be elected or appointed in such manner that approximately one third will be elected or appointed each year. The members of the union board shall serve without compensation but shall receive their necessary traveling expenses while in the performance of their official duties. The union board of health shall meet annually and at such other times as it shall determine by its rules or when requested by the chairman or director of health. When the union of such cities and towns consists of one or more entire counties, the county commissioners of each such county shall elect from their membership a representative to the union board of health.

SECTION 2. Prior to the vote in municipalities relative to the formation of any such proposed unions, local boards of health or the county commissioners shall apply to the state department of public health for the formation of a union board of health. If a city or town fails to adopt necessary legislation to become a member of the proposed union the

department shall determine the suitability of the union of the remaining municipalities. All municipalities having a population of less than thirty-five thousand shall, within ten years of the effective date of this act, become voluntarily members of such health unions. If, after ten years from said effective date, municipalities having a population of less than thirty-five thousand are not included voluntarily in such unions, the state department of public health, after a public hearing, shall include such municipalities in existing or new unions unless such communities are providing minimum health services as defined by the public health council. Any constituent city or town may, by vote passed prior to July first in any year withdraw from the union, such withdrawal becoming effective January first following; provided, that the city or town shall have been a member of the union for at least five years; and, provided further, that provision is made for its inclusion, subject to the approval of the state department of public health, in a separate or another union.

SECTION 3. The union board shall select a treasurer who may be the treasurer of one of the cities or towns in the union to act as treasurer for such union. Said treasurer shall give to the union board of health bond, with a surety company authorized to transact business in the commonwealth as surety, for the faithful performance of his duties in such sums and upon such conditions as the union board of health may require. Said union board of health, annually in the month of December, shall estimate the amount of money required to pay the costs and expenses of the department for the following year, shall fix and determine the proportion of such costs and expenses to be paid by the constituent cities and towns thereof during such year which, however, may not exceed any limit or maximum amount fixed by the city council or town meeting of any city or town which authorizes a union board of health under this act and shall certify the amount so determined for each city and town to the assessors thereof who shall include same in the tax levies of each year. Such apportioned costs shall be on a per capita basis, the total budget of the union being divided by the population exclusive of population in county, state or federal institutions. Upon order of the union board of health, the treasurer of each constituent municipality thereof shall, from time to time, subject to the provisions of section fifty-two of chapter forty-one of the General Laws, pay to the union treasurer sums not exceeding the amount certified by the union board of health as the municipality's share of the cost and expenses of the union. The union treasurer shall distribute the money so received, upon warrant approved by the director of health and signed by the chairman or vice chairman of the union board.

SECTION 4. The union board of health shall appoint and may remove for cause, after public hearing, a director of health. The director shall serve as secretary of the board but

shall have no vote. He shall be the executive and administrative head of the union health department and may, with the approval of the union board, designate one or more deputies and may appoint and employ in accordance with chapter thirty-one of the General Laws such assistants as may be provided for in the budget. He shall prepare and present annually to the union board a report and a budget for its approval, together with such recommendations as he may deem proper. The union board of health shall make and promulgate reasonable rules and regulations, take evidence in appeals, consider plans and appointments required by law, hold hearings, and discharge other duties required by law; but it shall have no administrative or executive functions. The union board of health may delegate the holding of hearings to the director or deputy director. The union board may elect an executive committee consisting of the chairman, vice-chairman, secretary and such other members as its rules may determine. Said executive committee shall have power to act when the union board is not in session.

SECTION 5. All persons holding office or employment, except the director, in the union board of health shall be subject to the provisions of chapter thirty-one of the General Laws, and the full-time incumbents of any office or position brought under the union board of health shall be transferred to the union board of health without impairment of status, and the positions placed within the civil service in accordance with provisions of said chapter thirty-one. Employees of the union board of health shall be eligible for the retirement system as provided in chapter thirty-two of the General Laws.

Approved August 10, 1949.

AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF TUBERCULOSIS HOSPITALS IN CERTAIN COUNTIES.

Chap. 663

Whereas, The deferred operation of this act would result in unnecessarily extending the period during which expenditures by certain counties for tuberculosis hospital purposes would be made without express authorization therefor by the general court, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Emergency
preamble.*

Be it enacted, etc., as follows:

The trustees of the Bristol county tuberculosis hospital and the county commissioners of the other counties hereinafter specified are hereby authorized to expend for the year nineteen hundred and forty-nine the sums set forth in this act for the care, maintenance and repair of the county tuberculosis hospitals within their respective counties, and to assess the same in the manner set forth in section eighty-five of chapter one hundred and eleven of the General Laws, as amended. In case of extraordinary or unforeseen emergencies

the director of accounts, at the request of said trustees or county commissioners, may authorize expenditures in excess of any particular item; provided, that another item or items of expenditure shall be reduced by an equivalent amount. At the request of said trustees or county commissioners, the director of accounts may authorize transfers from the account called "for reserve for cost-of-living salary adjustments" to meet expenditures for salaries.

Bristol County.

Item	
1. For administration:	
(a) Salaries	\$10,800 00
(b) Other expenses	1,800 00
2. For maintenance and operation:	
(a) Salaries and wages	111,650 00
(b) Other expenses	130,000 00
3. For additions and improvements (in excess of \$1,000)	14,000 00
5. For contributory retirement system	2,413 91
6. For interest	2,200 00
8. For unpaid bills of previous years	250 00
10. For reserve for cost-of-living salary adjustments	12,060 00
For total expenditures	<u>\$285,173 91</u>

Essex County.

Item	
1. For administration:	
(a) Salaries	\$22,000 00
(b) Other expenses	6,050 00
2. For maintenance and operation:	
(a) Salaries and wages	345,000 00
(b) Other expenses	356,200 00
4. For other health services:	
(b) Clinics and other extra-mural	2,200 00
5. For contributory retirement system	14,027 00
6. For interest	4,800 00
8. For unpaid bills of previous years	30,000 00
9. For sewer assessment	5,000 00
10. For reserve for cost-of-living salary adjustments	38,560 00
For total expenditures	<u>\$823,837 00</u>

Middlesex County.

Item	
1. For administration:	
(a) Salaries	\$26,915 00
(b) Other expenses	12,600 00
2. For maintenance and operation:	
(a) Salaries and wages	522,000 00
(b) Other expenses	415,000 00
3. For additions and improvements (in excess of \$1,000)	2,000 00
5. For contributory retirement system	12,553 00
6. For interest	6,000 00
10. For reserve for cost-of-living salary adjustments	48,300 00
For total expenditures	<u>\$1,045,368 00</u>

Norfolk County.

Item	
1. For administration:	
(a) Salaries	\$16,500 00
(b) Other expenses	2,700 00
2. For maintenance and operation:	
(a) Salaries and wages	236,000 00
(b) Other expenses	214,000 00
4. For other health services:	
(a) Preventorium	500 00
(b) Clinics and other extra-mural	5,000 00
5. For contributory retirement system	6,684 82
6. For interest	3,500 00
10. For reserve for cost-of-living salary adjustments	25,000 00
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For total expenditures	\$509,884 82

Plymouth County.

Item	
1. For administration:	
(a) Salaries	\$20,904 72
(b) Other expenses	2,000 68
2. For maintenance and operation:	
(a) Salaries and wages	187,964 80
(b) Other expenses	159,376 70
3. For additions and improvements (in excess of \$1,000)	35,000 00
4. For other health services:	
(b) Clinics and other extra-mural	7,166 37
5. For contributory retirement system	3,550 00
6. For interest	1,400 00
10. For reserve for cost-of-living salary adjustments	18,000 00
11. For non-contributory pensions	8,500 00
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For total expenditures	\$443,863 27

Worcester County.

Item	
1. For administration:	
(a) Salaries	\$27,860 00
(b) Other expenses	5,000 00
2. For maintenance and operation:	
(a) Salaries and wages	234,495 00
(b) Other expenses	192,231 57
3. For additions and improvements (in excess of \$1,000)	44,238 00
5. For contributory retirement system	4,930 00
6. For interest	3,500 00
10. For reserve for cost-of-living salary adjustments	23,190 00
<hr/>	
For total expenditures	\$535,444 57

Approved August 11, 1949.

AN ACT TO PLACE CERTAIN INDEBTEDNESS INCURRED BY THE CITY OF FITCHBURG OUTSIDE THE STATUTORY LIMIT OF INDEBTEDNESS. *Chap. 664*

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of chapter two hundred and eighty-nine of the acts of nineteen hundred

and forty-eight, the debt authorized and incurred under said act shall be outside the limit of indebtedness as provided by chapter forty-four of the General Laws.

SECTION 2. The action of the city of Fitchburg in incurring indebtedness under the provisions of said chapter two hundred and eighty-nine is hereby confirmed and made valid.

SECTION 3. This act shall take effect as of May sixth, nineteen hundred and forty-eight.

Approved August 11, 1949.

Chap. 665 AN ACT TO PERMIT THE TOWNS OF ABINGTON AND ROCKLAND TO DEVELOP AND USE ANY SOURCE OF WATER SUPPLY WITHIN THEIR LIMITS AND TO PROVIDE A METHOD OF DETERMINING THE PROPORTIONATE PART OF THE COST OF CONSTRUCTING, MAINTAINING AND OPERATING ANY SUCH SUPPLY.

Be it enacted, etc., as follows:

SECTION 1. The towns of Abington and Rockland, by action of their joint board of water commissioners as constituted under the provisions of chapter two hundred and six of the acts of eighteen hundred and eighty-five, ratified by a majority of their respective voters present and voting thereon at town meetings called for the purpose, may, for the purpose of supplementing the water supply authorized by said chapter two hundred and six, jointly develop and use any source of water supply within the limits of either of said towns, not already appropriated for purposes of public water supply.

SECTION 2. Said joint board of water commissioners shall award and determine a fair and just proportion of the cost of developing any such joint source of water supply which each of said towns shall bear. Said board shall annually award and determine a fair and just proportion of the cost of maintaining and operating such joint source of water supply which each of said towns shall bear.

SECTION 3. Except as hereinbefore provided, the provisions of section thirty-eight of chapter forty of the General Laws shall apply to all joint action by said towns under this act.

SECTION 4. Said joint board of water commissioners may enter upon any lands within the limits of said towns for the purpose of making surveys, test pits, and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 5. This act shall take effect upon its passage.

Approved August 11, 1949.

AN ACT RELATIVE TO THE CIVIL SERVICE EXAMINATION
FOR PROMOTION TO THE OFFICE OF CHIEF ENGINEER
OF THE FIRE DEPARTMENT OF THE CITY OF MARLBOROUGH. *Chap.666*

Be it enacted, etc., as follows:

SECTION 1. The next civil service examination for promotion to the office of chief engineer of the fire department of the city of Marlborough shall be open to the members of the board of engineers, the permanent members of the call force and the permanent regular men in said fire department, who have been employed therein for at least one year prior to the date of said examination.

SECTION 2. This act shall take effect upon its passage.

Approved August 11, 1949.

AN ACT AUTHORIZING THE CITY OF FALL RIVER TO INCUR
INDEBTEDNESS FOR THE CONSTRUCTION OF A TRUNK
SEWER. *Chap.667*

Be it enacted, etc., as follows:

SECTION 1. For the purposes of constructing a trunk sewer, the city of Fall River may borrow, from time to time, during the years nineteen hundred and fifty and nineteen hundred and fifty-one, such sums as may be necessary, not exceeding, in the aggregate, one million five hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on the face thereof the words, Fall River Trunk Sewer Loan, Act of 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as herein provided, be subject to the provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved August 11, 1949.

AN ACT TO PROVIDE FOR AN ADDITIONAL COURT OFFICER
IN THE SECOND DISTRICT COURT OF EASTERN MIDDLESEX. *Chap.668*

Be it enacted, etc., as follows:

Section 62 of chapter 218 of the General Laws, as most recently amended by chapter 300 of the acts of 1946, is hereby further amended by inserting after the word "Middlesex" in line 16 the words: —, the second district court of Eastern Middlesex, — so as to read as follows: — *Section 62.* In the municipal court of the city of Boston the court officers appointed shall not exceed ten for criminal business, one of whom shall be designated by the chief justice as chief court officer of said court for criminal business and one as an assistant chief court officer, nor five for civil business, one of whom

G. L. (Ter. Ed.), 218, § 62, etc., amended

Number of court officers in district courts.

shall be designated by said chief justice as chief court officer of said court for civil business; in the municipal court of the Roxbury district five court officers may be appointed; in the third district court of Eastern Middlesex, in the municipal court of the Dorchester district and in the municipal court of the West Roxbury district three court officers may be appointed; in the municipal court of the South Boston district, of the Charlestown district, the East Boston district court, the district court of Chelsea, the central district court of Worcester, the first district court of Eastern Middlesex, the second district court of Eastern Middlesex, the district court of Springfield and the district court of East Norfolk two court officers for each court may be appointed; and in each of the other district courts in the commonwealth one court officer may be appointed.

Approved August 11, 1949.

Chap. 669 AN ACT AUTHORIZING THE COUNTY OF BRISTOL TO INCREASE THE RETIREMENT ALLOWANCE OF JAMES W. WILDING.

Be it enacted, etc., as follows:

SECTION 1. The county of Bristol is hereby authorized to increase the retirement allowance of James W. Wilding, a former employee at the county jail in New Bedford, to one thousand dollars per annum.

SECTION 2. This act shall take full effect upon its acceptance during the current year by the county commissioners of Bristol county, but not otherwise.

Approved August 11, 1949.

Chap. 670 AN ACT PROVIDING FOR THE ADMISSION OF THE TOWN OF FRAMINGHAM TO THE SOUTH METROPOLITAN SEWERAGE DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The territory comprising the town of Framingham, hereinafter called the town, is hereby admitted to the south metropolitan sewerage district, as defined in section one of chapter ninety-two of the General Laws and as enlarged by such acts as are in addition to or in amendment thereof. In becoming a part of said district, the town shall conform to the requirements of the provisions of said chapter ninety-two, relative to the south metropolitan sewerage system, and shall be subject to said provisions, except as otherwise provided herein. Any general authority granted to other municipalities by said chapter ninety-two shall also be vested in the town in common with such other municipalities.

SECTION 2. The metropolitan district commission, hereinafter called the commission, may abandon the use of its Cochituate aqueduct as a part of its domestic water supply system upon the making of an agreement with the town of Framingham for payment of such sums as may be mutually determined to be equitable and involving the use of said aqueduct for conveying the sewage of the town; and upon

such abandonment and filing of a notice to that effect by the commission with the department of public health, the restrictions as to the use of all or any portion of such aqueduct or any easement or right acquired or held in connection therewith for water supply purposes shall become null and void and of no effect; and the commission shall continue such use and the exercise of such rights for sewerage purposes and water supply purposes other than domestic. The commission shall provide an outlet for the sewage of the town through its Cochituate aqueduct and, acting on behalf of the commonwealth, shall perform whatever reconstruction of this aqueduct the commission may determine to be necessary to provide adequate carrying capacity for the sewage of the towns of Framingham, Ashland and Natick, and such additional construction as the commission may determine to be necessary to convey said sewage to the Charles River valley sewer of the south metropolitan sewerage district. The plans of such works as are to be constructed under the authority of this act shall be subject to the approval of the department of public health.

SECTION 3. For the purpose of constructing, maintaining and operating such additional sewerage works as are necessary in carrying out the purposes of this act, the commission, acting on behalf of the commonwealth, shall have and exercise all the authority conferred upon it by said chapter ninety-two, and all provisions of said chapter are made applicable to the additional construction, maintenance and operation hereby authorized, except as is otherwise provided herein.

SECTION 4. The town shall, in addition to the yearly payment of assessments as provided for in sections five to eight of chapter ninety-two of the General Laws, pay into the treasury of the commonwealth, for the sinking fund of the south metropolitan sewerage system, such proportion of the total amount of said sinking fund as existing on the first day of April in the year of its acceptance of this act, and of all sinking fund bonds and serial bonds paid prior to said date, as the valuation of the town for the said year shall bear to the total amount of the valuation of the cities and towns in said system, as determined for the apportionment of assessments. Such proportion shall be determined by the commission and shall be certified by said commission to the state treasurer. The state treasurer shall determine the total amount so to be paid by the town on account of its admission to the said system, and for the payment thereof shall add one tenth of said total amount to the yearly sum payable by the town on account of its share of the interest, sinking fund and serial bond requirements of said system in each of the ten years next succeeding. No assessment on account of the cost of maintenance and operation of the aforesaid system shall be made upon the town until the commission shall have certified to the town that the work herein provided for has been so far completed as to furnish an outlet to receive sewage from the town.

SECTION 5. The town, upon its admission into the south metropolitan sewerage district and abandonment of its sewage disposal works, may at any time use for other purposes than in sewage disposal, sell, exchange or lease any property, real or personal, comprising all or any portion of such abandoned sewage disposal works, or any easement or right acquired or held in connection with such abandoned sewage disposal works, and upon such abandonment of such sewage disposal works and filing of a notice to that effect by the town with the department of public health, the restriction as to the use of such property or right therein for sewerage purposes shall become null and void and of no effect.

SECTION 6. This act shall take effect, subsequent to the making of an agreement between the commission and the town covering the disposal of the sewage of the town through the south metropolitan sewerage system, upon its acceptance by a majority of the voters of the town of Framingham present and voting thereon at a meeting legally called for the purpose.

Approved August 11, 1949.

Chap.671 AN ACT RELATIVE TO THE AMOUNT OF RETIREMENT ALLOWANCE UNDER THE CONTRIBUTORY RETIREMENT SYSTEMS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 5, etc., amended.

Subdivision (2) of section 5 of chapter 32 of the General Laws, as amended, is hereby further amended by striking out clause (i) of paragraph (a) and inserting in place thereof the following:—

Amount of allowance.

(i) An amount equal to the sum of two fifths of the regular deductions of such member made on account of regular compensation received subsequent to June thirtieth, nineteen hundred and thirty-seven, and one fifth of the first two thousand dollars of his total regular deductions or any portion thereof;

Approved August 11, 1949.

Chap.672 AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO PAY A FULL PAY PENSION TO PRIVATE THOMAS J. LOVETT, NOW A MEMBER OF THE FIRE DEPARTMENT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of promoting the public good, the city of Cambridge shall, because of the unusual injuries sustained in line of duty by Private Thomas J. Lovett of the fire department of the city of Cambridge resulting in the amputation of a leg, pension said Lovett at full pay and maintain such full pay pension at the rate of compensation paid to privates in the fire department of said city.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of the city of Cambridge, subject to the provisions of its charter, but not otherwise.

Approved August 11, 1949.

AN ACT PROVIDING FOR THE CONSTRUCTION BY THE METROPOLITAN DISTRICT COMMISSION OF RECREATION AREAS IN THE CHARLESTOWN DISTRICT OF THE CITY OF BOSTON. *Chap. 673*

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to construct two recreation areas in the Charlestown district of the city of Boston upon such lands and with such structures and facilities for recreation as may be necessary to provide suitable and adequate recreation areas to replace those discontinued by reason of the construction of the new bridge over the Mystic river between the cities of Boston and Chelsea. For said purposes, said commission may expend such sums as may be appropriated therefor.

Approved August 11, 1949.

AN ACT TO PROVIDE FUNDS FOR CERTAIN NECESSARY STATE ACTIVITIES. *Chap. 674*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide without delay additional revenue necessary to finance certain necessary state activities, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. There is hereby imposed upon all domestic manufacturing corporations, foreign manufacturing corporations, domestic business corporations and foreign corporations, as defined in chapter sixty-three of the General Laws, as amended, in addition to the taxes levied under the provisions of sections thirty to fifty-one, inclusive, of said chapter sixty-three and all acts in amendment thereof and in addition thereto, and in addition to the taxes imposed upon such corporations under section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one and under section five A of chapter five hundred and eighty-one of the acts of nineteen hundred and forty-six, a further additional excise tax equal to one and one half per cent of the net income of each such corporation determined to be taxable in accordance with the provisions of said chapter sixty-three; provided, that the tax imposed by this section shall not apply to corporations taxable under section thirty-eight B of said chapter sixty-three. All provisions of law relative to the assessment, payment, collection and abatement of the taxes imposed under said chapter sixty-three upon corporations taxable hereunder shall apply to the additional taxes herein imposed. This section shall apply only to taxes levied in or on account of the calendar years nineteen hundred and fifty and nineteen hundred and fifty-one.

SECTION 2. There is hereby imposed, in addition to the

taxes levied under the provisions of chapter sixty-two of the General Laws, and all acts in amendment thereof and in addition thereto, and taxes levied under the provisions of sections thirty to sixty, inclusive, of chapter sixty-three of the General Laws, and all acts in amendment thereof and in addition thereto, an additional tax equal to twenty per cent of the taxes assessed under the provisions of said sections, acts and chapters in or on account of each of the calendar years nineteen hundred and fifty and nineteen hundred and fifty-one, and all provisions of law relative to the assessment, payment, collection and abatement of the said taxes shall apply to the taxes imposed by this section.

SECTION 3. All property subject to a legacy and succession tax under the provisions of chapter sixty-five of the General Laws, and of any further amendments thereof or additions thereto, shall be subject to an additional tax of twenty per cent of all taxes imposed by said provisions with respect to property or interests therein passing or accruing upon the death of persons who died during the period beginning January first, nineteen hundred and fifty, and ending December thirty-first, nineteen hundred and fifty-one. All provisions of law relative to the determination, certification, payment, collection and abatement of such legacy and succession taxes shall apply to the additional taxes imposed by this section.

SECTION 4. There is hereby imposed, in addition to the taxes levied under the provisions of chapter sixty-three A of the General Laws, and all acts in amendment thereof and in addition thereto, an additional tax equal to twenty per cent of the taxes assessed under the provisions of said chapter and acts in or on account of each of the calendar years nineteen hundred and fifty and nineteen hundred and fifty-one, and all provisions of law relative to the assessment, payment, collection and abatement of the said taxes shall apply to the taxes imposed by this section.

SECTION 5. The taxes provided by the three foregoing sections shall be in addition to surtaxes imposed by sections nine and nine A of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one, as amended, and shall be retained by the commonwealth. In the computation of taxes imposed by said foregoing sections, the amount of surtaxes imposed by said sections nine and nine A, as amended, shall be excluded.

SECTION 6. The surtaxes imposed upon domestic manufacturing corporations, foreign manufacturing corporations, domestic business corporations and foreign corporations, as defined in chapter sixty-three of the General Laws, as amended by section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one and by section two of this act shall apply to the taxes imposed by section ten A of chapter seven hundred and thirty-one of the acts of nineteen hundred and forty-five, as inserted by section five A of chapter five hundred and eighty-one of the acts of nineteen hundred and forty-six.

Surtaxes collected on corporations taxed under the provisions of said section five A of chapter five hundred and eighty-one of the acts of nineteen hundred and forty-six for the fiscal years nineteen hundred and forty-eight, and thereafter, shall be credited to the General Fund, except that portion of said surtaxes, levied according to the provisions of section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one and section five of chapter five hundred and three of the acts of nineteen hundred and forty-eight for said years, shall be credited to the old age assistance fund.

SECTION 7. Notwithstanding the provisions of section two of chapter sixty-three of the General Laws, as most recently amended by section three of chapter five hundred and nine of the acts of nineteen hundred and forty-one, every bank taxed thereunder shall pay annually a tax assessed in the calendar years nineteen hundred and fifty and nineteen hundred and fifty-one measured by its net income, as defined in section one of said chapter sixty-three at the rate assessed upon other financial corporations; provided, that such rate shall not be higher than the highest of the rates assessed upon mercantile and business corporations doing business in the commonwealth, and provided, further, that such rates shall not be higher than eight per cent.

SECTION 8. Notwithstanding the provisions of section twenty-two of chapter sixty-three of the General Laws, as most recently amended by section one of chapter three hundred and eighty-seven of the acts of nineteen hundred and forty-six and in lieu thereof, every domestic insurance company coming within the scope of the definition of a domestic company in section one of chapter one hundred and seventy-five of the General Laws, except life insurance companies with respect to business taxable under section twenty and marine, or fire and marine, insurance companies with respect to business taxable under section twenty-nine A, shall annually pay for the years nineteen hundred and fifty and nineteen hundred and fifty-one an excise of two per cent upon the gross premiums for all policies written or renewed, all additional premiums charged, and all assessments made by such company on policyholders during the preceding calendar year, exclusive of reinsurance; but such premiums and assessments for policies written or renewed for insurance, exclusive of reinsurance, of property or interests in other states or countries where a tax is actually paid by such company, or its agents, shall not be so taxed.

SECTION 9. The surtaxes levied in accordance with the provisions of sections one, two, three and six of chapter five hundred and three of the acts of nineteen hundred and forty-eight shall not apply to the calendar year nineteen hundred and fifty.

SECTION 10. There is hereby imposed an additional excise on the sale of alcoholic beverages and alcohol, other than malt beverages, for the period beginning July first, nineteen

hundred and forty-nine, and ending June thirtieth, nineteen hundred and fifty-one, as follows:

For each wine gallon, or fractional part thereof, of still wine, other than cider containing more than three per cent but not more than six per cent of alcohol as aforesaid, including vermouth, at the rate of twenty cents per wine gallon.

For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing twenty-four per cent or less of alcohol by volume at sixty degrees Fahrenheit, at the rate of forty-five cents per wine gallon.

For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing more than twenty-four per cent but not more than fifty per cent of alcohol by volume at sixty degrees Fahrenheit, at the rate of twenty-five cents per wine gallon.

For each proof gallon, or fractional part thereof, of all other alcoholic beverages containing more than fifty per cent of alcohol by volume at sixty degrees Fahrenheit or alcohol, at the rate of twenty-five cents per proof gallon.

Every manufacturer or wholesaler, as such terms are defined in chapter one hundred and thirty-eight of the General Laws, who, at the commencement of business on August twelfth in the current year, has on hand for sale at the premises covered by a license issued to such person under any provision of said chapter one hundred and thirty-eight, or at any other premises, any alcoholic beverages or alcohol affected by this act with respect to which an excise has not been paid or is not payable at the rate established under this section shall make and file with the commissioner of corporations and taxation a complete inventory thereof within twenty days thereafter, and shall pay to said commissioner at the time of filing such inventory an excise with respect to such alcoholic beverages and alcohol computed at the rates imposed by this section. All provisions of section twenty-one of said chapter one hundred and thirty-eight relative to the collection, verification and administration of taxes applicable to licensees under said chapter shall, in so far as pertinent, be applicable to the excise herein imposed.

SECTION 11. All tax revenue collected under the provisions of sections one to eight, inclusive, shall be credited to the General Fund of the commonwealth; provided, however, that from the receipts of the surtaxes collected thereunder there shall be transferred the sum of one million dollars to the old age assistance fund. The tax revenue collected under the provisions of section ten shall be credited to the old age assistance fund.

SECTION 12. If any part, section or subsection of this act or the application thereof shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not be construed to affect the validity or constitutionality of any of the remaining provisions of said sections or the application of such provisions to persons or circumstances other than those as to which it is held invalid. It is hereby de-

clared to be the legislative intent that said sections would have been adopted had such invalid or unconstitutional provisions not been included therein.

SECTION 13. This act shall take effect as of July first, nineteen hundred and forty-nine. Effective date.

Approved August 12, 1949.

AN ACT PROVIDING FOR AN ANNUAL AUDIT OF THE ACCOUNTS OF THE METROPOLITAN TRANSIT AUTHORITY BY THE DEPARTMENT OF THE STATE AUDITOR. Chap.675

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide, without delay, an audit of the accounts of the Metropolitan Transit Authority, therefore, it is hereby declared to be an emergency law necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

Chapter 544 of the acts of 1947 is hereby amended by striking out section 12 and inserting in place thereof the following: — *Section 12.* The trustees shall determine the character and extent of the services and facilities to be furnished, and in these respects their authority shall be exclusive and shall not be subject to the approval, control or direction of any state, municipal or other department, board or commission. Except as herein otherwise provided, the department shall have the same general supervision and regulation of, and jurisdiction and control over, the services and facilities of the authority as it has over street railway companies. The department of the state auditor shall annually make an audit of the accounts of the authority and make a report thereon to the trustees, the governor and council and the general court. In making said audits, said department of the state auditor may call upon the department of public utilities and other departments, commissions, officers and agencies of the commonwealth for such information as may be needed in the course of making such audits. The state auditor may employ such auditors, accountants and other assistants as he deems necessary for carrying out his duties under this section, and chapter thirty-one of the General Laws and the rules made thereunder shall not apply to such employees.

Approved August 15, 1949.

AN ACT FURTHER DEFINING GROUP LIFE INSURANCE AND BLANKET ACCIDENT AND HEALTH INSURANCE. Chap.676

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to extend without delay the provisions of the General Laws relating to group life insurance and blanket accident and health insurance to additional groups of employees to meet an immediate public demand, therefore this act is hereby declared to be an emer- Emergency preamble.

gency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 175, § 133, etc., amended.
Group insurance for industries, trade unions, etc.

SECTION 1. Section 133 of chapter 175 of the General Laws, as amended, is hereby further amended by adding at the end of the first paragraph the following: — ; or (e) all of the employees of two or more employers in the same industry or the members of one or more trade unions or associations of wage workers described in section twenty-nine or the employees of one or more employers in the same industry and one or more such trade unions or such associations, or all of any class or classes thereof determined by conditions pertaining to their employment, or to membership in the union or unions or association or associations, or to both, written under a policy issued to the trustees of a fund established by two or more employers in the same industry or by one or more such trade unions or such associations, or by one or more employers and one or more such trade unions or associations, which trustees shall be deemed to be the policyholder, the premium on which is to be paid by the trustees wholly from funds contributed by the employer or employers of the insured persons, or by the union or association or unions or associations, or by both, for amounts of insurance based upon some plan precluding individual selection either by the insured persons or by the policyholder, employers, or union or unions or association or associations; provided that the policy shall, at date of its issue, cover at least one hundred persons and not less than an average of twenty-five persons for each employer unit.

G. L. (Ter. Ed.), 175, § 134, etc., amended.

SECTION 2. Section 134 of said chapter 175, as amended, is hereby further amended by striking out the first of the three paragraphs inserted by section 4 of chapter 362 of the acts of 1938, and inserting in place thereof the following paragraph: —

Terms "employer" and "employee" defined.

The word "employer", as used in this section and section one hundred and thirty-seven, shall include a trade union or association of wage workers, a financial or other institution including subsidiary or affiliated institutions, a vendor of any property, an association of state, county or municipal employees, and the trustees of a fund established as provided in clause (e) of section one hundred and thirty-three, in the case of a policy issued under clause (b), (c), (d) or (e), respectively, of section one hundred and thirty-three. The word "employee", as used in this section and section one hundred and thirty-five, shall include a member of such a trade union or association, and, as used in this section, shall include a borrower from such a financial or other institution including subsidiary or affiliated institutions, and a purchaser from such a vendor.

G. L. (Ter. Ed.), 175, § 110, etc., amended.
Certain sections

SECTION 3. Said chapter 175 is hereby further amended by striking out section 110, as amended, and inserting in place thereof the following: — *Section 110.* (A). Nothing

in sections one hundred and eight and one hundred and nine shall be construed to apply to or affect or prohibit the issue of any general or blanket policy of insurance to (a) any employer, whether an individual, association, co-partnership, or corporation, or (b) any municipal corporation or any department thereof not referred to in (c), or (c) any police or fire department, or (d) any college, school or other institution of learning, or the head or principal thereof, or (e) any organization for health, recreational or military instruction or treatment, or (f) any underwriters' corps, salvage bureau or like organization, or (g) any trade union or other association of wage workers described in section twenty-nine, or (h) the trustees of a fund established by two or more employers in the same industry or by one or more of such trade unions or associations of wage workers, or by one or more employers and one or more of such trade unions or associations, under which the officers, members of the union or unions, or of the association or associations, or employees of the employer or employers, or classes or departments thereof, or the students or patients thereof, as the case may be, are insured against loss or damage from disease or specified accidental bodily injuries or death caused by such injuries, contracted or sustained while exposed to the hazards of the occupation, the course of instruction or treatment, or otherwise, for a premium intended to cover the risks of all persons insured under such policy. A policy on which the premiums are paid by the employer and the employees jointly, or by the employees, and the benefits of which are offered to all eligible employees, and insuring not less than seventy-five per cent of such employees, or the members of an association of such employees if the members so insured constitute not less than seventy-five per cent of all eligible employees, shall be deemed a general or blanket policy within the meaning of this section. A policy on which the premiums are paid by the trustees of a fund, established as described in clause (h) of this subdivision, wholly from funds contributed by the employer or employers of the employees, or by the union or association, or by the unions or associations, or by both, and insuring all employees of the employer or employers or all the members of the union or unions or association or associations, or all of any class or classes thereof determined by conditions pertaining to their employment, or to membership in the union or unions, or association or associations, or to both, shall also be deemed a general or blanket policy within the meaning of this section. In case of a policy issued to a trade union or association under clause (g) of this subdivision on which the premium is to be paid by the trade union or association and its members jointly, or by its members, and the benefits of the policy are offered to all members, not less than seventy-five per cent of such members may be so insured.

not applicable to certain policies of insurance.

(B). (1) The employer, whether an individual, corpora-

Certain persons in

cases of blanket policies to be a member of company and entitled to vote at company meetings.

tion, co-partnership or association, or a municipal corporation or department thereof, including a police or fire department, in case of such a general or blanket policy issued by a domestic mutual life or other domestic mutual company to such employer; or (2) the college, school or other institution of learning, in case of such a policy so issued to such institution; or (3) the head or principal of the college, school or other institution of learning, in case of such a policy so issued to the head or principal of such institution; or (4) such person as the organization for health, recreation or military instruction or treatment, the underwriters' corps, salvage bureau or like organization or the trade union or association of wage workers, or an association described in subdivision (C) of this section shall designate, in case of such a policy so issued to such organization or union or association; or (5) such person as the trustees of a fund established as described in clause (h) of subdivision (A) of this section shall designate, in case of such a policy so issued to such trustees, shall alone be a member of the company and entitled to one vote by virtue of such policy at the meetings of the company.

Certain sections not to prohibit blanket policy to public employees.

(C). Nothing in sections one hundred and eight and one hundred and nine shall be construed to apply to or affect or prohibit the issue of any general or blanket policy of insurance to any association of state, county or municipal employees who are regularly and permanently employed by the commonwealth, a county or a municipality and, if employed by the commonwealth or the city of Boston are paid by a common paymaster, as defined in section one hundred and thirty-three, and are eligible for membership in the retirement association for the employees of the commonwealth or of the city of Boston, or to an association of employees of two or more municipalities within one county who are regularly and permanently employed by one or more such municipalities, insuring the members of the association against loss or damage from disease or specified accidental bodily injuries or death caused by such injuries, contracted or sustained while exposed to the hazards of their occupation, for a premium intended to cover the risks of all the persons insured under such policy. No person shall be eligible for coverage under such a policy as a member of more than one such association. A policy on which the premium is paid by the members of the association and the benefits of which are offered to all its members, and insuring not less than fifty members and seventy-five per cent of all persons eligible for membership in the association shall be deemed to be a general or blanket policy within the meaning of this section. The provisions of section one hundred and thirty-eight A shall apply to deductions on pay-roll schedules from the salary of any state, county or municipal employee for the payment of premiums on a general or blanket policy issued to such an association of state, county or municipal employees.

(D). Any blanket or general policy issued to an employer under clause (a) of subdivision (A) of this section, or to an association of state, county, or municipal employees under subdivision (C) of this section, or to a trade union or association of wage workers under clause (g) of said subdivision (A), or to the trustees of a fund established as described in clause (h) of said subdivision (A), may also insure the dependents of employees or members insured thereunder, in respect to medical, surgical and hospital expenses.

Blanket policies may also insure members and dependents for medical and hospital expenses.

SECTION 4. Said chapter 175 is hereby further amended by inserting after section 134 the following section: — *Section 134A.* If any individual insured under a group life insurance policy hereafter issued becomes entitled under the terms of such policy to convert to another type of life insurance within a specified time after the happening of an event, such certificate-holder shall be notified of such privilege and its duration within fifteen days after the happening of the event; provided, that if such notice be given more than fifteen days, but less than ninety days after the happening of such event, the time allowed for the exercise of such privilege of conversion shall be extended for fifteen days after the giving of such notice. If such notice be not given within ninety days after the happening of the event, the time allowed for the exercise of such conversion privilege shall expire at the end of such ninety days. Written notice by the employer given to the certificate-holder or mailed to the certificate-holder at his last known address, or written notice by the insurer mailed to the certificate-holder at the last address furnished to the insurer by the employer, shall be deemed full compliance with the provisions of this subdivision for the giving of notice. *Approved August 15, 1949.*

G. L. (Ter. Ed.), 175, new § 134A, added. Members of group insurance to be notified of privilege of converting policy.

AN ACT AUTHORIZING THE CITY OF FALL RIVER TO LAY OUT AND CONSTRUCT A PUBLIC WAY OVER FREELove CEMETERY IN SAID CITY.

Chap. 677

Be it enacted, etc., as follows:

SECTION 1. The city of Fall River, in laying out and constructing a public way between President avenue and Eastern avenue in said city, may lay out and construct said way over FreeloVe cemetery.

SECTION 2. In case any remains are found in any grave in the portion of said FreeloVe cemetery over which said way passes, the department of public works of the city of Fall River may agree with the next of kin, or other persons having the right to represent or dispose of such remains, as to the cemetery within the county of Bristol, to and in which such remains shall be removed and reinterred, and in such case said city shall pay the reasonable cost of a burial lot and shall pay the expenses reasonably necessary for such removal, including the removal and resetting of the grave-stones, monuments and markers of such graves. In any case

where such next of kin or other persons are unknown or unascertainable, or where there is no such agreement, such remains shall be removed and reinterred in Oak Grove cemetery in said city, and any gravestone, monument or marker of such graves shall be set in place in said cemetery.

SECTION 3. This act shall take effect upon its passage.

Approved August 15, 1949.

Chap.678 AN ACT DESIGNATING THE OVERPASS ON MEMORIAL DRIVE AT THE TERMINUS OF BOSTON UNIVERSITY BRIDGE IN THE CITY OF CAMBRIDGE AS THE MAJOR JOSEPH PAUL BOUCHER OVERPASS.

Be it enacted, etc., as follows:

SECTION 1. The overpass on Memorial Drive at the terminus of Boston University bridge in the city of Cambridge shall be known and designated as the Major Joseph Paul Boucher Overpass, and a suitable tablet bearing said designation, and also the names of all persons from ward five in said city who lost their lives while serving in the armed forces of the United States during World War I or World War II, shall be erected and maintained at said overpass by the metropolitan district commission.

SECTION 2. This act shall take effect upon its passage.

Approved August 15, 1949.

Chap.679 AN ACT AUTHORIZING AND DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO SELL AND CONVEY TO THE TOWN OF WAKEFIELD CERTAIN LAND IN SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to sell and convey, in the name and on behalf of the commonwealth, to the town of Wakefield, for the sum of one dollar, the land and appurtenances, owned by the commonwealth and under the control of said commission, adjacent to Quannapowitt lake in said town, including the roadway known as Quannapowitt parkway, acquired by, and described in, an instrument of taking by said commission, dated July nineteenth, nineteen hundred and sixteen, and recorded in Middlesex South District Deeds, Book 4072, Page 264, and an instrument of taking by said commission, dated February twenty-fourth, nineteen hundred and twenty-six, and recorded in said deeds, Book 4941, Page 485.

SECTION 2. Upon the sale and conveyance of said property as provided by section one of this act, the provisions of chapter four hundred and seventy-nine of the acts of nineteen hundred and forty-eight shall no longer have force and effect.

SECTION 3. This act shall take effect upon its passage.

Approved August 15, 1949.

AN ACT RELATIVE TO THE SALARY OF THE ASSISTANT DISTRICT ATTORNEYS FOR THE WESTERN DISTRICT. *Chap.680*

Be it enacted, etc., as follows:

Section 16 of chapter 12 of the General Laws, as most recently amended by section 4 of chapter 423 of the acts of 1948, is hereby further amended by striking out the ninth paragraph and inserting in place thereof the following paragraph:—

G. L. (Ter. Ed.), 12, § 16, etc., amended.

For the western district, one first assistant, thirty-five hundred dollars; one assistant, twenty-eight hundred and eighty dollars.

Salary.

Approved August 15, 1949.

AN ACT INCREASING THE AMOUNTS OF PENSIONS AND RETIREMENT ALLOWANCES PAYABLE TO CERTAIN RETIRED MEMBERS OF THE CITY OF BOSTON, THE COUNTY OF SUFFOLK, AND THEIR BENEFICIARIES. *Chap.681*

Be it enacted, etc., as follows:

SECTION 1. The Boston retirement board or other appropriate retiring authority, as the case may be, may increase by twenty per centum, effective March first, nineteen hundred and forty-nine, the present annual pension or retirement allowance of all former employees and of all beneficiaries of deceased employees of the city of Boston and of the county of Suffolk, who were retired prior to October first, nineteen hundred and forty-six; provided, that such increases shall apply only to those who are now receiving less than fifteen hundred dollars per year; and provided, further, that no pension or retirement allowance shall be increased hereunder by an amount which will make the same exceed fifteen hundred dollars per year.

SECTION 2. This act shall take full effect upon its acceptance by vote of the city council of said city subject to the provisions of its charter, but not otherwise.

Approved August 15, 1949.

AN ACT RELATIVE TO AUDITING THE ACCOUNTS OF HOUSING AUTHORITIES OPERATING VETERANS' HOUSING PROJECTS. *Chap.682*

Be it enacted, etc., as follows:

SECTION 1. Section 26NN of chapter 121 of the General Laws, inserted by section 3 of chapter 200 of the acts of 1948, is hereby amended by inserting after subdivision (c) the following subdivision:—

G. L. (Ter. Ed.), 121, § 26 NN, etc., amended.

(d) A housing authority which sells bonds or notes to finance a project under authority of this section, or which has received funds from a city or town under authority of chapter three hundred and seventy-two of the acts of nineteen hundred and forty-six as amended, shall cause an audit to be made of its accounts annually at the close of a fiscal year by the department of the state auditor and a copy of

Authority's accounts to be audited annually.

the report of said audit shall be filed promptly with the board.

Repeal.

SECTION 2. Section 8D of chapter 372 of the acts of 1946, inserted by section 4 of chapter 479 of the acts of 1947, is hereby repealed.

Approved August 15, 1949.

Chap. 683 AN ACT RELATIVE TO THE COMPENSATION OF JUSTICES OF DISTRICT COURTS WHEN ACTING IN THE APPELLATE DIVISION OF A DISTRICT COURT.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 231, § 108, etc., amended.

Section 108 of chapter 231 of the General Laws is hereby amended by striking out the second paragraph, as most recently amended by chapter 322 of the acts of 1948, and inserting in place thereof the following paragraph: —

Compensation of district court judges when acting in appellate division.

A justice acting in the appellate division of a district court other than the court of which he is a justice, shall be allowed in addition to his compensation as such justice a sum which, added thereto, will aggregate forty dollars, for each day he so acts, and his necessary traveling expenses, incidental expenses and clerical assistance while so acting, to be paid by the county in which he so acts, upon his certificate approved by the county commissioners; and no deduction shall be made from the compensation of such justice under section six of chapter two hundred and eighteen on account of compensation paid to a special justice of his court for service at any session which such justice is unable to hold by reason of so acting.

Approved August 15, 1949.

Chap. 684 AN ACT TO INCREASE THE MINIMUM SALARY FOR CERTAIN TEACHERS IN PUBLIC DAY SCHOOLS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.) 71, § 40, etc., amended.

Increase in salary of teachers in public day schools.

Chapter 71 of the General Laws is hereby amended by striking out section 40, as most recently amended by section 1 of chapter 527 of the acts of 1946, and inserting in place thereof the following: — *Section 40.* The compensation of every teacher employed in any public day school in the commonwealth, except persons in training and those employed as temporary substitutes, shall be at a rate of not less than eighteen hundred dollars in towns of less than two and one half million dollars valuation for the fiscal year preceding and in all other towns at a rate of not less than twenty-one hundred dollars for the school year in that school. Women teachers employed in the same grades and doing the same type of work with the same preparation and training as men teachers shall be paid at the same rate as men teachers. Such equal pay shall not be effected by reducing the pay of men teachers. The provisions of this section relative to equal pay for men and women teachers shall be in force in any city or town which accepts or has accepted provisions relative to equal pay for men and women teachers in any manner from time to time provided by law.

Approved August 15, 1949.

AN ACT PROVIDING FOR FURTHER IMPROVEMENTS AT WINTHROP SHORE DRIVE IN THE TOWN OF WINTHROP. *Chap.685*

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized to continue the making of improvements at Winthrop Shore drive in the town of Winthrop in accordance with a plan now held in the office of said commission, including the installation of jetties and the pumping of sand back after the construction thereof. For said purposes, said commission may expend such sums as may be appropriated therefor.

Approved August 15, 1949.

AN ACT PROVIDING FOR THE ENFORCEMENT BY THE DEPARTMENT OF LABOR AND INDUSTRIES OF THE LAW RELATIVE TO SICK LEAVES FOR FOREMEN, LABORERS, WORKMEN AND MECHANICS REGULARLY EMPLOYED BY CERTAIN CITIES AND TOWNS. *Chap.686*

Be it enacted, etc., as follows:

Section 111B of chapter 41 of the General Laws, as amended by chapter 187 of the acts of 1946, is hereby further amended by adding at the end the following sentence: — The department of labor and industries shall enforce this section, and shall have all necessary powers therefor.

Approved August 15, 1949.

G. L. (Ter. Ed.), 41, § 111B, etc., amended. Labor and industries to be enforcement agency.

AN ACT TO PROVIDE FOR THE PURCHASE, EQUIPMENT AND MAINTENANCE OF AN AIRPLANE BY THE DEPARTMENT OF CONSERVATION. *Chap.687*

Be it enacted, etc., as follows:

The department of conservation is hereby authorized to purchase a suitable airplane and equip and maintain the same.

Approved August 15, 1949.

AN ACT PROVIDING FOR THE FILLING OF VACANCIES OF ELECTED MEMBERS ON THE HOUSING AUTHORITIES IN TOWNS. *Chap.688*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make immediately operative the provisions thereof which clarify the existing law relative to the filling of vacancies in the case of elected members of housing authorities in towns, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

The first paragraph of section 26L of chapter 121 of the General Laws, inserted by section 1 of chapter 574 of the acts of 1946, is hereby amended by striking out the fourth

G. L. (Ter. Ed.), 121, § 26L, etc., amended.

Filling certain vacancies on housing authorities in towns.

sentence and inserting in place thereof the following:—
Vacancies, other than by reason of expiration of terms, shall be filled for the balance of the unexpired term, in the same manner and by the same body, except elected members in towns whose terms shall be filled in accordance with the provisions of section eleven of chapter forty-one of the General Laws, as amended.

Approved August 16, 1949.

Chap. 689 AN ACT RELATIVE TO CERTAIN PAYMENTS INTO THE STATE TREASURY BY INSURERS AND SELF-INSURERS UNDER THE WORKMEN'S COMPENSATION LAW IN CASES OF PERSONAL INJURIES RESULTING IN DEATH.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 152, § 65N, etc., amended.

Section 65N of chapter 152 of the General Laws, inserted by section 3 of chapter 623 of the acts of 1945, is hereby amended by striking out, in lines 3 and 4, the words "two hundred and fifty" and inserting in place thereof the words:— five hundred,— so as to read as follows:— *Section 65N.* For every case of personal injury resulting in death covered by this chapter, the insurer or self-insurer shall pay into the state treasury five hundred dollars, such payment to be made in all cases regardless of whether the employee's dependents or personal representatives commence action against a third party under section fifteen. Such payments shall constitute a special fund in the custody of the state treasurer, who shall make payments therefrom, upon the written order of the department, for the purposes set forth in sections twenty-six and thirty-seven A.

Approved August 16, 1949.

Chap. 690 AN ACT INCREASING THE SALARY OF THE COMMISSIONER OF PUBLIC SAFETY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 22, § 2, etc., amended.

Section 2 of chapter 22 of the General Laws, as most recently amended by section 1 of chapter 517 of the acts of 1948, is hereby further amended by striking out, in line 5, the word "eight" and inserting in place thereof the word:— nine,— so as to read as follows:— *Section 2.* Upon the expiration of the term of office of a commissioner, his successor shall be appointed by the governor, with the advice and consent of the council, for five years. The commissioner shall receive such salary, not exceeding nine thousand dollars, as the governor and council determine.

Approved August 16, 1949.

Chap. 691 AN ACT PROVIDING FOR THE PAYMENT OF CERTAIN ANNUITIES UNDER THE RETIREMENT SYSTEM OF THE TOWN OF BROOKLINE.

Be it enacted, etc., as follows:

SECTION 1. In the case of any person who was a member of the Brookline retirement system established under chapter

Salary of the commissioner.

Payment to state treasury in certain death cases.

two hundred and ninety-nine of the acts of nineteen hundred and thirty-three, and who died after attaining age sixty and before his retirement, there shall be paid to his widow, so long as she shall live, an annuity to be computed under *Option 2* of section twelve of said act; provided, that such widow shall pay into the funds of the said retirement system an amount equal to any amount previously paid from such funds in settlement of such case.

SECTION 2. Benefits payable under the provisions of section one shall be payable as of July first, nineteen hundred and forty-seven.

Approved August 16, 1949.

AN ACT RELATIVE TO THE APPROVAL OF CERTAIN PROPOSED CORPORATIONS. Chap. 692

Be it enacted, etc., as follows:

SECTION 1. Chapter 180 of the General Laws is hereby amended by striking out section 6, as amended by chapter 461 of the acts of 1947, and inserting in place thereof the following section: — *Section 6.* Before approving the articles of organization of a charitable corporation the commissioner of corporations and taxation shall refer such articles to the department of public welfare, which shall immediately make an investigation as to the applicants for incorporation and as to the purposes thereof, and any other material facts relative thereto, and shall give such applicants a public hearing, notice of which shall be published once a week for three successive weeks in some paper published in the county where the corporation is to have its principal office or rooms, and if said office or rooms are to be in Boston, in some Boston daily paper, the last publication to be at least three days before the day set for the hearing, and shall forthwith report to the commissioner of corporations and taxation all the facts ascertained by it. If it appears to him from said report or otherwise that the probable purposes of the formation is to cover any illegal business, or that the persons applying for incorporation are not suitable persons, from lack of financial ability or from any other cause, he shall refuse to approve such articles of organization. If he refuses, the applicants may appeal to the superior court, which shall hear the case and finally determine whether or not the articles of organization shall be approved.

G. L. (Ter. Ed.), 180, § 6, etc., amended.

Approval of proposed charitable corporations.

SECTION 2. Said chapter 180 is hereby further amended by inserting after section 6 the following section: — *Section 6A.* Before approving the articles of organization of any corporation which includes among its corporate purposes the care of minor children as inmates, or their placing-out or boarding-out, or their care in a camp, or the establishment or maintenance of any hospital, infirmary, dispensary, or clinic, or any home or institution for convalescent, invalid, aged or indigent persons; and before approving any certificate under section ten or petition under section eleven showing as a new or additional purpose any of the foregoing

G. L. (Ter. Ed.), 180, new § 6A, added.

Approval of certain other corporations.

purposes, the commissioner of corporations and taxation shall refer such articles to the department of public welfare, which shall immediately make an investigation of the corporation and all material facts concerning it, including facts as to the present need for an organization with such purposes at the time and place and with respect to the special circumstances set forth in such articles, certificate, or petition. The department of public welfare shall give the applicant or applicants a public hearing, notice of which shall be published once a week for three successive weeks in some paper published in the county where the corporation has or is to have its principal office or rooms, and if said office or rooms is or are to be in Boston, in some Boston daily paper, the last publication to be at least three days before the day set for the hearing, and shall forthwith, upon approval or disapproval of its advisory board, report to the commissioner of corporations all the facts ascertained by it. If the advisory board disapproves the application, the commissioner of corporations and taxation shall refuse to approve the articles of organization, certificate, or petition, as the case may be. If he refuses, the applicant or applicants may appeal to the superior court, which shall hear the case and finally determine whether or not the articles of organization shall be approved. For the purposes of such appeal, failure by the department of public welfare to report to the commissioner of corporations and taxation within three months after the date of reference to it by him of articles, a certificate, or petition, as herein provided, shall be deemed to be a report to him with disapproval by the advisory board, and failure of the commissioner to approve or disapprove articles, a certificate, or petition, within four months after their original submission to him by the applicant or applicants shall be deemed to be a refusal by the commissioner to approve them. The investigation and hearing provided for in this section may be part of or concurrent with the investigation and hearing provided for in section six.

Approved August 16, 1949.

Chap. 693 AN ACT RELATIVE TO THE COVERAGE OF MOTOR VEHICLES
AND TRAILERS UNDER COMPULSORY MOTOR VEHICLE LIABILITY POLICIES OR BONDS IN CASE OF DEATH OF THE OWNERS OF SUCH VEHICLES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 175, § 113A, etc., amended.

SECTION 1. Section 113A of chapter 175 of the General Laws is hereby amended by striking out provision numbered (6), as amended by chapter 272 of the acts of 1936, and inserting in place thereof the following:—

Coverage of motor vehicles, etc., in case of death of owner.

(6) That if, because of the insolvency or bankruptcy of the insured under the policy, he loses his right to possession of the motor vehicle or trailer covered thereby within the policy period, the policy shall cover the legal representative of his estate during the unexpired portion of such period to

the same extent as though such representative were named as insured in the policy; and that in the case of the death of the insured within the policy period, provided the motor vehicle is properly registered, the policy, unless cancelled, shall, pending the appointment of a legal representative of the estate of the deceased insured, but in no event beyond the date of expiration of the policy, cover any person who is related by blood or marriage to the deceased and has proper temporary custody of such motor vehicle or trailer, to the same extent as though he were named as the insured in the policy; and that, if such legal representative is appointed, the policy shall, subject to the above conditions and restrictions, cover such legal representative to the same extent as though he were named as the insured in the policy. Nothing herein contained shall operate to nullify any cancellation proceedings which have been commenced prior to the death of the insured.

SECTION 2. This act shall take effect on January first, nineteen hundred and fifty. *Approved August 16, 1949.* Effective date.

AN ACT RELATIVE TO THE PAYMENT INTO THE STATE TREASURY OF CERTAIN UNCLAIMED FUNDS HELD BY DOMESTIC LIFE INSURANCE COMPANIES. Chap.694

Be it enacted, etc., as follows:

SECTION 1. Section 149D of chapter 175 of the General Laws, inserted by chapter 455 of the acts of 1946, is hereby amended by striking out the last sentence and inserting in place thereof the following: — All money paid into the state treasury, except such as may be necessary to carry out the provisions of this and the three preceding sections, shall be credited to the Veterans' Services Fund, established by section one of chapter six hundred and eight of the acts of nineteen hundred and forty-six.

G. L. (Ter. Ed.), 175, § 149D, etc., amended.

Unclaimed funds to be credited to Veterans' Services Fund.

SECTION 2. On the effective date of this act, all existing balances in the World War II Veterans' Fund, so called, shall be transferred on the books of the commonwealth to said Veterans' Services Fund. *Approved August 16, 1949.*

AN ACT ESTABLISHING THE TIME WHEN CORPORATE EXISTENCE BEGINS IN CERTAIN CASES. Chap.695

Be it enacted, etc., as follows:

Section 13 of chapter 155 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following sentence: — The existence of every corporation organized under general laws, the articles of organization of which are required to be filed with the state secretary, shall begin upon the filing of such articles as aforesaid. *Approved August 16, 1949.*

G. L. (Ter. Ed.), 155, § 13, amended.
Existence of corporation begins, when.

Chap.696 AN ACT INCREASING THE SALARIES OF THE JUDGE AND ASSOCIATE JUDGES OF THE LAND COURT.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 185, § 14, etc., amended.

Salaries of judges, etc., of land court.

Section 14 of chapter 185 of the General Laws, as most recently amended by section 3 of chapter 544 of the acts of 1946, is hereby further amended by striking out, in line 2, the words "twelve thousand" and inserting in place thereof the words: — fourteen thousand five hundred, — so that the first sentence will read as follows: — The judge and associate judges of the land court shall each receive a salary of fourteen thousand five hundred dollars and each shall annually receive, upon the certificate of the judge, the amount of the expenses incurred by him in the discharge of his duties, to be paid by the commonwealth.

Approved August 16, 1949.

Chap.697 AN ACT INCREASING THE AMOUNT OF FEES PAID TO WITNESSES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 262, § 29, amended.

Witness fees.

Section 29 of chapter 262 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 9, the words "one dollar and fifty cents" and inserting in place thereof the words: — three dollars, — so as to read as follows: — *Section 29.* The fees for attending as a witness before the general court, the supreme judicial court, the superior court, the land court, a probate court or court of insolvency, a district court, county commissioners, a trial justice, a referee, an arbitrator, the department of industrial accidents or the board of conciliation and arbitration, or on any other occasion for which no express provision is made, or allowed to persons, except the debtor, who are examined under section eighty-two of chapter two hundred and sixteen, unless fraudulent conduct is charged and proved against them, shall be three dollars a day, and five cents a mile for travel out and home; provided, that if the witness has a usual place of business or employment in the city or town where the court trial or hearing is held, travel shall be reckoned out and to such place of business or employment, and not out and home. Each witness shall certify in writing the amount of his travel and attendance.

Approved August 16, 1949.

Chap.698 AN ACT INCREASING THE TIME WITHIN WHICH BELATED ASSESSMENTS MAY BE MADE UNDER THE INCOME TAX LAW.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 62, § 37, etc., amended.

Taxation of incomes.

SECTION 1. Section 37 of chapter 62 of the General Laws, as amended by section 1 of chapter 350 of the acts of 1933, is hereby further amended by striking out, in line 5, the word "two" and inserting in place thereof the word: — three, — so as to read as follows: — *Section 37.* If the commissioner finds from the verification of a return, or other-

wise, that the income of any person subject to taxation under this chapter, or any portion thereof, has not been assessed, he may, at any time within three years after September first of the year in which such assessment should have been made, assess the same, first giving notice to the person so to be assessed of his intention, and such person shall thereupon have an opportunity within ten days after such notification to confer with the commissioner in person or by counsel or other representative as to the proposed assessment. After the expiration of ten days from such notification the commissioner shall assess the income of such person subject to taxation, or any portion thereof, which he believes has not theretofore been assessed, and he shall thereupon give notice as provided in section thirty-nine to the person so assessed. The provisions of this chapter in respect to the abatement and collection of taxes shall apply to a tax so assessed. Whenever, in the course of a verification of the returns of a taxpayer under section thirty, the commissioner finds that an overpayment of the total amount of taxes due from such taxpayer has been made on any year's return subject to verification, the amount of such overpayment shall be deducted from the amount of any additional tax found to be due on any other year's return so verified, and only the net amount thus determined to be due, with interest as provided in section thirty-seven A, shall be assessed additionally.

Assessment
after verifica-
tion of return,
etc.

Abatement,
etc.

SECTION 2. This act shall take effect on January first, nineteen hundred and fifty, and shall apply to income received in the calendar year nineteen hundred and forty-nine and thereafter.

Effective date.

Approved August 16, 1949.

AN ACT RELATIVE TO THE TAKING OF THE WATERS OF QUINAPOXET RIVER, SOUTH WACHUSETT BROOK AND THEIR TRIBUTARIES BY THE CITY OF WORCESTER FOR WATER SUPPLY PURPOSES. Chap. 699

Be it enacted, etc., as follows:

SECTION 1. Section 12 of chapter 375 of the acts of 1926 is hereby amended by striking out the first paragraph, as amended by chapter 340 of the acts of 1931, and inserting in place thereof the following:— The city of Worcester is hereby authorized, for the purpose of meeting the requirements of said city for increasing its water supply and such requirements of adjacent and nearby towns now supplied or hereafter required to be supplied by said city, from time to time, to acquire by purchase or otherwise, or take by eminent domain in accordance with the procedure set forth in section five, and subject to the provisions thereof, and to hold and convey, directly or indirectly, into and through said city the waters of South Wachusett brook, so-called, and the waters of Quinapoxet river, so-called, in the town of Holden, at or above a point in said river between the confluence of Musquapoag brook, so-called, with said river and the northwesterly boundary of the highway running from

Holden to Princeton, including the waters in any ponds or reservoirs thereon and the waters flowing directly or indirectly, into and from the same, and all springs and tributaries thereto, and the water rights connected with the aforesaid waters and sources above the places of taking, subject to the rights of the towns of Holden and Rutland in Musquapoag pond; and the said city may take existing reservoirs and ponds upon said streams and their tributaries above the points at which it is authorized as aforesaid to take the said waters and the balance of the waters remaining, as is not, in the opinion of the commissioner of public works of said city, needed for the supply of the water system of said city, shall be permitted to flow to the Wachusett reservoir of the metropolitan water system. The said city shall take such measures to protect and preserve the purity of the said waters and shall maintain such sanitary conditions relative thereto and in their respective watersheds as the state department of public health may require. Said city may by aqueduct or pipe line conduct the waters so taken, into the city directly or through any reservoir and any aqueduct or pipe line belonging to said city and now existing. The said city may, for the purposes aforesaid, construct, lay and maintain conduits, pipes, canals, water courses, dams, reservoirs and other works under or over lands, water courses, railroads, railways, public or private ways and along such ways, and may take by purchase or otherwise and hold in fee or otherwise any lands, dams or structures, easements or rights in land that may be deemed necessary for said purposes and for collecting, purifying, storing, discharging, conducting or distributing said waters or preserving the purity thereof. The water taken by said city under this section shall be measured in a manner approved by the metropolitan district commission which shall have at all reasonable times free access to any apparatus or device used for measuring the same and to the records thereof.

SECTION 2. Said section 12 of said chapter 375 is hereby further amended by adding at the end the following paragraph:—

The supply of water to be taken by the city of Worcester from Quinapoxet river and its tributaries shall not be limited or subject to any charges. *Approved August 16, 1949.*

Chap. 700 AN ACT PROVIDING FOR THE ERECTION OF A STATUE OF THE LATE GENERAL GEORGE S. PATTON, JR., ON THE STORROW MEMORIAL EMBANKMENT.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to erect a statue in commemoration of the late General George S. Patton, Jr. in the vicinity of the Hatch Shell on the Storrow Memorial Embankment in the city of Boston at such exact location as said commission may determine, subject to the approval of

the art commission for the commonwealth, and generally in keeping with the design or model made under authority of chapter forty-one of the resolves of nineteen hundred and forty-seven.

SECTION 2. For the services of a sculptor in making such memorial, and of a landscape architect for landscaping, and for any other expenses incidental or necessary to the erection of such memorial, said metropolitan district commission may expend such sums, as may be appropriated therefor.

SECTION 3. This act shall take effect upon its passage.

Approved August 22, 1949.

AN ACT RELATIVE TO THE RETIREMENT OF JOHN H. O'HARA OF SALEM. Chap.701

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any other law, the city of Salem, by a two thirds vote of the city council, with the approval of the mayor, may reinstate John H. O'Hara as a member of the police department of said city for the purpose of retirement only, and said John H. O'Hara may apply for retirement in accordance with the provisions of section eighty-three A of chapter thirty-two of the General Laws; provided, however, that the amount of his pension shall be based on his compensation at the time of his original retirement; and, provided further, that no retirement shall be allowed on account of disability in line of duty except after the certification of the medical panel as required by section eighty-five F of said chapter thirty-two.

SECTION 2. This act shall take effect upon its passage.

Approved August 22, 1949.

AN ACT RELATIVE TO THE RETIREMENT OF MARTIN J. BANE OF SALEM. Chap.702

Be it enacted etc., as follows:

SECTION 1. Notwithstanding the provisions of any other law, the city of Salem, by a two thirds vote of the city council, with the approval of the mayor, may reinstate Martin J. Bane as a regular member of the fire department of said city for the purpose of retirement only, and said Martin J. Bane may apply for retirement in accordance with the provisions of sections eighty-one A and eighty-one B of chapter thirty-two of the General Laws; provided, however, that the amount of his pension shall be based on his compensation at the time of his original retirement; and, provided further, that no retirement shall be allowed on account of disability in line of duty except after the certification of the medical panel as required by section eighty-five F of said chapter thirty-two.

SECTION 2. This act shall take effect upon its passage.

Approved August 22, 1949.

Chap.703 AN ACT TO AUTHORIZE THE CITY OF PITTSFIELD TO USE FOR SCHOOL PURPOSES CERTAIN FUNDS WHICH WERE BORROWED FOR VETERANS HOUSING PURPOSES, AND REPEALING CERTAIN PROVISIONS OF LAW AUTHORIZING SAID CITY TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section twenty of chapter forty-four of the General Laws, the city of Pittsfield may, by a two thirds vote of all of the members of the city council during the current year, appropriate sums, not exceeding, in the aggregate, one million, two hundred thousand dollars, from the proceeds of a loan issued March first, nineteen hundred and forty-eight, under authority of chapter three hundred and seventy-two of the acts of nineteen hundred and forty-six, which proceeds are no longer necessary for construction of veterans housing, for the purpose of acquiring land and constructing and originally equipping and furnishing new school buildings, and for the purpose of constructing additions to existing school buildings and originally equipping and furnishing the same.

SECTION 2. Any balance of said loan remaining on December thirty-first, nineteen hundred and forty-nine, and not appropriated as authorized by section one, may be deposited in national banks or invested in savings banks or trust companies organized under the laws of the commonwealth, or in bonds or notes which are legal for the investment of funds by savings banks under the laws of the commonwealth, and the amount so invested, together with the income, may be appropriated from time to time for the purpose of paying debt incurred under the authority of said chapter three hundred and seventy-two and for interest on said debt, but for no other purpose.

SECTION 3. Chapter 535 of the acts of the current year is hereby repealed.

SECTION 4. This act shall take effect upon its passage.

Approved August 22, 1949.

Chap.704 AN ACT PROVIDING FOR THE IMPROVEMENT OF THE COUNTY DITCH IN THE CITY OF REVERE BY THE METROPOLITAN DISTRICT COMMISSION.

Be it enacted, etc., as follows:

SECTION 1. Subject to the conditions herein imposed, the metropolitan district commission is hereby authorized and directed to improve the County Ditch, so called, in the city of Revere. No work shall be begun until the said city has assumed liability, in the manner provided by section twenty-nine of chapter ninety-one of the General Laws, for all damages that may be incurred hereunder, nor until there has been paid into the state treasury by said city a sum of money

representing said city's share of the total amount to be spent under this act.

SECTION 2. The cost of the work under this act designated by the metropolitan district commission to be "improvement to the county ditch" shall be paid as follows: — twenty-five per cent by assessment to the metropolitan district, and seventy-five per cent by said city of Revere.

SECTION 3. This act shall take effect upon its passage.

Approved August 22, 1949.

AN ACT TO AUTHORIZE THE TOWN OF LEE TO PURCHASE WATER FROM THE STOCKBRIDGE WATER COMPANY. Chap.705

Be it enacted, etc., as follows:

SECTION 1. The town of Lee, acting by and through its board of water commissioners created under the authority of chapter nine of the acts of nineteen hundred and forty-six, may enter into a contract or contracts with the Stockbridge Water Company, organized under the authority of chapter two hundred and ten of the acts of eighteen hundred and fifty-one, as amended, to purchase water at wholesale from said company for domestic and other purposes in the town of Lee, and the said company is hereby authorized to contract with and sell water to said town. Subject to conditions imposed by the selectmen of the town of Stockbridge, the said water commissioners may excavate and lay and maintain such a main or mains in public or private ways in the town of Stockbridge as are necessary to convey water from the water mains of the Stockbridge Water Company to the boundary line between the said towns of Lee and Stockbridge. The contract or contracts authorized by this section may include a provision for the joint use of any mains constructed for the purpose of connecting the water system of the said company with the water system of the town of Lee.

SECTION 2. The provisions of chapter one hundred and fifty-seven of the acts of eighteen hundred and ninety-six are hereby repealed, but such repeal shall not affect any acts done in the town of Lee by the said company under authority of said chapter prior to the effective date of this act.

SECTION 3. This act shall take effect upon its passage.

Approved August 22, 1949.

AN ACT RELATIVE TO THE AMOUNT OF STATE AID FOR THE REPAIR AND IMPROVEMENT OF PUBLIC WAYS IN SMALL TOWNS, AND FOR SNOW REMOVAL UPON SAID PUBLIC WAYS. Chap.706

Whereas, The deferred operation of this act would unnecessarily delay the providing of state aid for the improvement, repair and maintenance of public ways in small towns, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 81, § 26, etc., amended.

State aid for repairs on public ways in certain small towns.

SECTION 1. The first paragraph of section 26 of chapter 81 of the General Laws, as appearing in chapter 366 of the acts of 1934, is hereby amended by striking out, in lines 9 and 10, the words "one hundred and fifty" and inserting in place thereof the words: — two hundred and fifty, — so as to read as follows: — There may be expended for the repair and improvement of public ways, other than state highways, in towns having valuations of less than five million dollars, as established by the last preceding valuation made for the purpose of apportioning the state tax, and in which the proportionate amount paid by such towns of every million dollars of such tax as so established, divided by the number of miles of such public ways, hereinafter known as the road mileage ratio, is less than twelve dollars, such sums not exceeding two hundred and fifty dollars per mile as the general court may appropriate therefor; provided, that such towns shall contribute or make available for use in connection therewith the following amounts for each mile of such public ways within their respective limits, according to the following schedule based on their road mileage ratio: —

G. L. (Ter. Ed.), 81, § 26, etc., further amended.

SECTION 2. The last paragraph of said section 26 of said chapter 81, inserted by chapter 523 of the acts of 1946, is hereby amended by striking out, in line 7, the word "twenty-five" and inserting in place thereof the word: — seventy-five, — so as to read as follows: —

Snow removal.

The cost of snow removal upon such ways in any such town, including amounts paid as rental for trucks and other equipment, and, at hourly rates approved by the department of public works, charges for the use of trucks and other equipment owned by such town, may be paid from the amounts so appropriated and contributed, at the rate of not more than seventy-five dollars per mile.

Approved August 22, 1949.

Chap. 707 AN ACT PROHIBITING THE OPERATION ON THE WAYS OF THE COMMONWEALTH OF ANY MOTOR VEHICLE EQUIPPED WITH A TELEVISION SET.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 90, § 13, amended.

Operation on highways of motor vehicles having television sets, prohibited.

Section 13 of chapter 90 of the General Laws is hereby amended by adding at the end the following sentence: — No motor vehicle equipped with a television set shall be operated on any way within the commonwealth, except that motor vehicles of broadcasting, telephone or telegraph companies with television sets installed for measuring or monitoring purposes, may be so operated, provided that the picture is not visible to the driver.

Approved August 22, 1949.

AN ACT AUTHORIZING THE CITY OF SOMERVILLE TO RETIRE JOHN J. CURTIN AT THE ANNUAL RATE OF COMPENSATION RECEIVED BY HIM AT THE DATE OF RETIREMENT. Chap.708

Be it enacted, etc., as follows:

SECTION 1. John J. Curtin, a member of the police department of the city of Somerville and a member of the retirement system of said city, may apply for a pension and be retired, at the weekly rate of his pay in effect at the time of retirement, on account of an accident incurred in the performance of his duty, which resulted in permanent injury to his neck and the loss of his right leg above the knee.

SECTION 2. This act shall take full effect upon its acceptance by vote of the board of aldermen of the city of Somerville, subject to the provisions of its charter, but not otherwise.

Approved August 22, 1949.

AN ACT MAKING CERTAIN PROVISIONS OF THE RETIREMENT LAWS APPLICABLE TO THE PENSION RIGHTS OF TIMOTHY P. HOGAN, A RETIRED FIREMAN OF THE CITY OF SPRINGFIELD. Chap.709

Be it enacted, etc., as follows:

For the purpose of promoting the public good, and notwithstanding the provisions of any general or special law, the provisions of sections eighty-one A and eighty-one B of chapter thirty-two of the General Laws are hereby made applicable to the pension rights of Timothy P. Hogan, a retired fireman of the city of Springfield.

Approved August 22, 1949.

AN ACT INCREASING THE SALARY OF THE JUSTICE OF THE MUNICIPAL COURT OF THE DORCHESTER DISTRICT. Chap.710

Be it enacted, etc., as follows:

Section 78 of chapter 218 of the General Laws is hereby amended by inserting before the first sentence the following sentence: — The salary of the justice of the municipal court of the Dorchester district shall be eight thousand dollars., — and by striking out, in lines 4 and 5, as appearing in section 3 of chapter 667 of the acts of 1948, the words "municipal court of the Dorchester district,".

Approved August 22, 1949.

G. L. (Ter. Ed.), 218, § 78, amended. Salary.

AN ACT FURTHER REGULATING COLLECTION AGENCIES. Chap.711

Be it enacted, etc., as follows:

SECTION 1. Chapter 93 of the General Laws is hereby amended by striking out section 24, as appearing in the Tercentenary Edition, and inserting in place thereof the following: — *Section 24.* No person, partnership, association or corporation, not being an attorney at law duly author-

G. L. (Ter. Ed.), 93, § 24 amended. Collection agencies to be licensed by bank commissioner, etc.

ized to practice in the commonwealth, a national bank or a bank or trust company incorporated in the commonwealth, shall conduct a collection agency, collection bureau or collection office, or engage in the commonwealth solely in the business of collecting or receiving payment for others of any account, bill or other indebtedness, or engage in the commonwealth solely in soliciting the right to collect or receive payment for another of any account, bill or other indebtedness, or advertise for or solicit in print the right to collect or receive payment for another of any account, bill or other indebtedness, without first obtaining from the commissioner of banks a license to carry on said business in the place where the business is to be transacted, nor unless such person, partnership, association or corporation or the person, partnership, association or corporation for whom he or it may be acting as agent has on file with the state treasurer a good and sufficient bond. The commissioner of banks may require such financial statements and references of all applicants for a license as he deems necessary. He may also make or cause to be made an independent investigation concerning each applicant's reputation, integrity and net worth, at the expense of the applicant, and for that purpose may require such deposits against the costs thereof, not to exceed twenty-five dollars, as he deems adequate.

G. L. (Ter. Ed.), 93, new § 24A, added.

License, term, contents, etc.

SECTION 2. Said chapter 93 is hereby further amended by inserting after section 24, as so appearing, the following section:— *Section 24A.* Licenses granted by the commissioner of banks under section twenty-four shall be for a period of one year from October first. Each such license shall plainly state the name of the licensee, and the city or town, with the name of the street, and the number, if any, of the place where the business is to be carried on, and shall be posted in a conspicuous place in the office where the business is transacted. The fee for all such licenses shall be not more than twenty-five dollars. If the licensee desires to carry on business in more than one place, he shall procure a license for each place where the business is to be conducted.

Approved August 22, 1949.

Chap. 712 AN ACT RELATIVE TO THE POWERS OF CITIES AND TOWNS AND FINANCIAL ASSISTANCE BY THE COMMONWEALTH IN PROVIDING HOUSING FOR VETERANS OF WORLD WAR II.

Be it enacted, etc., as follows:

Chapter 372 of the acts of 1946 is hereby amended by striking out section 12, as most recently amended by section 2 of chapter 613 of the acts of 1948, and inserting in place thereof the following:— *Section 12.* The commonwealth shall reimburse any city or town which has appropriated and expended money for the purpose of providing shelter for veterans under section six in the manner authorized by paragraph (3) thereof at any time after the twenty-third

day of May in the year nineteen hundred and forty-six, to the extent of a total of ten per centum of the actual development cost of such housing as determined by the state housing board and certified by them to the state comptroller; provided, however, that such construction has been completed under said section six and such housing, or land on which such housing has been constructed, has not been acquired by a housing authority for the purposes of a project under section twenty-six NN or section twenty-six OO of chapter one hundred and twenty-one of the General Laws. Such reimbursement shall be made annually beginning on or after July first, nineteen hundred and forty-eight, at the rate of two per centum per annum for a total period of five years. No city or town shall be entitled to any reimbursement from the commonwealth under this section unless such expenditures shall have been duly authorized or ratified and approved by the state housing board. Each request for reimbursement of amounts authorized under this section shall be rendered to the state housing board on forms and in such manner as prescribed by them, and, if rendered as aforesaid and approved and certified by the state housing board to the state comptroller, shall be paid by the commonwealth.

Approved August 22, 1949.

AN ACT RELATIVE TO FINANCIAL ASSISTANCE BY THE COMMONWEALTH TO HOUSING AUTHORITIES IN ORDER TO ALLEVIATE THE HOUSING SHORTAGE FOR VETERANS.

Chap.713

Be it enacted, etc., as follows:

Section 26NN of chapter 121 of the General Laws, as appearing in section 3 of chapter 200 of the acts of 1948, is hereby amended by adding at the end of the first paragraph of subdivision (b) the following sentence: — Each such annual contribution by the commonwealth to the housing authorities shall be paid by the commonwealth upon approval and certification by the state housing board to the state comptroller.

G. L. (Ter. Ed.), 121, § 26NN, etc., amended.

Annual contribution by state to be paid upon approval, etc.

Approved August 22, 1949.

AN ACT INCREASING THE SALARIES OF THE REGISTERS OF PROBATE FOR THE COUNTIES OF NANTUCKET AND DUKES COUNTY.

Chap.714

Be it enacted, etc., as follows:

Section 35A of chapter 217 of the General Laws, inserted by section 2 of chapter 678 of the acts of 1947, is hereby amended by striking out in each of the last two lines the figures "3,000" and inserting in place thereof, in each instance, the figures: — 3,500. *Approved August 22, 1949.*

G. L. (Ter. Ed.), 217, § 35A, etc., amended.

Chap.715 AN ACT AUTHORIZING THE CONVEYANCE OF CERTAIN PARK LAND BY THE CITY OF EVERETT TO THE EVERETT HOUSING AUTHORITY FOR VETERANS' HOUSING PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The conveyance by the city of Everett to the Everett Housing Authority, a body politic and corporate, of a portion of a certain park known as Glendale Park, including a portion of a certain way, known as Gledhill avenue, and including the crest of Corbett Hill, so-called, belonging to said city and designated as Parcels 3 and 4 on a plan by Drummey-Duffill, Inc., Surveyor, dated March 17, 1949, on file in the office of said Authority, is hereby authorized, approved, ratified and confirmed. The land so conveyed shall be used by said Authority exclusively for the construction, maintenance and operation of a veterans' housing project or projects under and in accordance with chapter one hundred and twenty-one of the General Laws, as amended.

SECTION 2. This act shall take effect upon its acceptance by the city council of the city of Everett, subject to the provisions of its charter, but not otherwise.

Approved August 22, 1949.

Chap.716 AN ACT PROVIDING FOR AN ADDITIONAL JUDGE OF PROBATE IN BRISTOL COUNTY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 217, § 1, etc., amended.

Judges of probate.

SECTION 1. Chapter 217 of the General Laws is hereby amended by striking out section 1, as amended by section 1 of chapter 434 of the acts of 1935, and inserting in place thereof the following: — *Section 1.* In each county, except Suffolk, Middlesex, Essex, Worcester, Hampden and Bristol, there shall be one judge of probate and insolvency, in this chapter called the judge of probate.

G. L. (Ter. Ed.), 217, § 2, etc., amended.

Bristol county to have two probate judges.

SECTION 2. Section 2 of said chapter 217, as amended by section 2 of said chapter 434, is hereby further amended by striking out the first sentence and inserting in place thereof the following: — There shall be three judges of probate in the county of Suffolk and two judges of probate in each of the counties of Middlesex, Essex, Worcester, Hampden and Bristol.

Approved August 22, 1949.

Chap.717 AN ACT INCREASING THE NUMBER OF JUDGES OF PROBATE IN MIDDLESEX COUNTY.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 217, § 2, etc., amended.

Middlesex county to have additional probate judge.

Section 2 of chapter 217 of the General Laws, as amended by section 2 of chapter 716 of the acts of 1949, is hereby further amended by striking out the first sentence and inserting in place thereof the following: — There shall be three judges of probate in each of the counties of Suffolk and Middlesex and two judges of probate in each of the counties of Essex, Worcester, Hampden and Bristol.

Approved August 22, 1949.

AN ACT RELATIVE TO THE SALARIES OF COURT OFFICERS IN ATTENDANCE UPON THE SUPERIOR COURT, THE PROBATE COURT AND THE LAND COURT IN SUFFOLK COUNTY. *Chap. 718*

Be it enacted, etc., as follows:

Chapter 221 of the General Laws is hereby amended by striking out section 73, as most recently amended by section 1 of chapter 593 of the acts of 1946, and inserting in place thereof the following section: — *Section 73.* Each officer in attendance upon the superior court in Suffolk county who is appointed under section seventy shall receive from said county in full for all services performed by him such salary as shall be fixed by the justices of said court. Each officer in attendance upon the supreme judicial court in said county shall receive in full for all services performed by him such salary as shall be fixed by the justices of the supreme judicial court, of which salary eight hundred and fifty dollars shall be paid by the commonwealth and the remainder by said county. The officer in attendance upon the land court in said county shall receive in full for all services performed by him such salary as shall be fixed by the judges of said court. Each officer in attendance upon the probate court in said county shall receive in full for all services performed by him such salary as shall be fixed by the judges of said court.

G. L. (Ter. Ed.), 221, § 73, etc., amended.

Salaries of court officers in certain courts.

Approved August 22, 1949.

AN ACT PERTAINING TO THE INVESTMENTS OF DEPOSITS AND THE INCOME DERIVED THEREFROM OF SAVINGS BANKS IN FIRST MORTGAGES OF REAL ESTATE. *Chap. 719*

Be it enacted, etc., as follows:

SECTION 54 of chapter 168 of the General Laws is hereby amended by striking out clause First and inserting in place thereof the following clause: —

G. L. (Ter. Ed.), 168, § 54, amended.

First. In first mortgages of real estate located in the commonwealth, or in a state contiguous to the commonwealth and within a radius of twenty-five miles of the main office of the savings bank making the loan, but not more than seventy per cent of the whole amount of deposits shall be so invested and not more than twenty per cent of the whole amount of deposits shall be invested in mortgages in states contiguous to the commonwealth. No loan on mortgage shall be made except upon written application showing the date, name of applicant, amount asked for and security offered, nor except upon the report of not less than two members of the board of investment who shall certify on said application, according to their best judgment, the value of premises to be mortgaged; and such application shall be filed and preserved with the records of the corporation. Any loan secured by a first mortgage of real estate located as hereinbefore provided, shall be made in accordance with the provisions and subject to the limitations of one of the following subdivisions, (a) to (g) inclusive: —

Investments of deposits, etc., of savings banks in first mortgages of real estate, regulated.

(a) Not exceeding forty per cent of the value of unimproved and unproductive real estate on demand or for a period not extending beyond three years from the date of the note.

(b) Not exceeding sixty per cent of the value of the premises to be mortgaged on demand or for a period not extending beyond three years from the date of the note.

(c) Not exceeding sixty per cent of the value of the premises to be mortgaged for a period of not less than three nor more than twenty years from the date of the note; provided, that the terms of such note shall require payments on the loan to be made in periodic installments, at intervals not exceeding three months, such payments to commence not later than three months from the date of the note, and shall be in amounts aggregating annually not less than two per cent of the original amount of the loan.

(d) Not exceeding seventy per cent of the value of the premises to be mortgaged for a period of not less than five nor more than twenty years from the date of the note; provided, that the terms of the note shall require payments on the loan to be made in periodic installments, at intervals not exceeding three months, and shall be in amounts aggregating annually not less than three per cent of the original amount of the loan. No loan under this subsection shall be made for a sum in excess of fifty thousand dollars.

(e) Not exceeding seventy-five per cent of the value of the premises to be mortgaged for a period of not less than five nor more than twenty years from the date of the note; provided, that the terms of the note shall require payments on the loan to be made in periodic installments, at intervals not exceeding three months, and shall be in amounts aggregating annually not less than three per cent of the original amount of the loan. Any mortgage taken under this subsection shall contain a provision requiring payment, at least quarterly, of a proportionate part of the estimated real estate taxes and betterment assessments. No loan under this subsection shall be made for a sum in excess of sixteen thousand dollars.

(f) Not exceeding eighty per cent of the value of the premises to be mortgaged, may be made for a period of not more than twenty years from the date of the note; provided, that the terms of the note shall require fixed monthly payments, in the same amount during the term of the loan, except that the fixed monthly payments for the first five years or any part thereof may be required for a larger amount than for the remaining term, which payments shall be first applied to interest and the balance thereafter remaining applied to principal. Interest upon each loan shall be computed monthly on the unpaid balance thereof. Any mortgage taken under this subdivision shall contain a provision requiring the payment each month of a proportionate part of the estimated real estate taxes and betterment assessments. No loan under this subdivision shall be made for a sum in excess of twelve

thousand dollars. Other provisions applicable to loans under this subdivision (f) are as follows: —

(1) Such corporation may accept principal payments in excess of payments required under any mortgage written under this subdivision, in which event the board of investment may reduce the monthly payments as set forth in said mortgage; provided, that such reduced payments shall not extend the original term of the mortgage, except as authorized by the following paragraph.

(2) With the approval of the board of investment of such corporation, at the request of the owner of the equity of redemption and upon a certification by said board that the then balance of the amount due does not exceed eighty per cent of the value of the mortgaged premises, the amount of the fixed monthly payments called for by any such note and mortgage may be changed; provided, that no such change shall result in the extension of the term of such loan beyond twenty years from the date of such change; and provided, further, that such change shall be evidenced by an instrument setting forth such change, payments and mortgage extension.

(3) With the approval of the board of investment of such corporation, at the request of the owner of the equity of redemption and upon certification by said board that the then balance of the amount due does not exceed sixty per cent of the value of the mortgaged premises, so much of the monthly payments as would otherwise be credited to principal may be reduced or waived by said board within the limits prescribed in subsection (b) or (c) herein, provided, that such change shall be evidenced by an instrument setting forth such change, payments, and mortgage extension; and provided, further, that not later than three years after the date of such change not less than two members of said board shall certify in writing, according to their best judgment, the value of the premises mortgaged; and the premises shall be revalued in the same manner at intervals of not more than three years so long as they are mortgaged to such corporation. Such certificates shall be filed and preserved with the records of the corporation. If at the time any such revaluation is made, the amount outstanding on a loan so changed is in excess of sixty per cent of the value of the premises mortgaged, a reduction in the amount of the loan shall be required, as promptly as may be practicable, sufficient to bring its amount within sixty per cent of the value of said premises.

(g) A loan secured by a first mortgage upon two or more parcels of real estate contained within a single project being developed by one owner, and situated within the commonwealth, or in a state contiguous thereto and within a radius of twenty-five miles of the main office of the savings bank making the loan may be made to finance the construction of a single family dwelling and appurtenances upon each of the parcels covered by the mortgage, said mortgage being in an amount not to exceed seventy-five per cent of the esti-

mated completed value, as certified in writing by at least two members of the board of investment, of the land and the structures thereon securing the same, or twelve thousand dollars with respect to each parcel and the structures thereon covered by the mortgage, whichever amount is the lesser. Each loan shall by its terms be payable in not more than two years after the date of the note evidencing the same.

Not later than thirty days after such loan becomes payable, at least two members of the board of investment shall certify in writing, according to their best judgment, the value of the premises and the dwellings erected thereon then remaining subject to the mortgage; and if, at the time such valuation is made, the balance of principal and interest remaining due on said mortgage is in excess of sixty per cent of the value so certified, a sufficient reduction in the amount of such balance shall be required, as promptly as may be practicable, to bring the said balance within sixty per cent of such value and until so reduced a reserve in an amount equal to the required reduction shall be established and maintained. The total of the balances of principal and interest outstanding at any one time on loans made under this subdivision shall not exceed one per cent of the deposits of such corporation.

(h) Not later than three years from the date of a note made under the provisions of subdivisions (a), (b), (c), (d), (e) and (f) hereof, not less than two members of the board of investment shall certify in writing, according to their best judgment, the value of the premises mortgaged; and the premises shall be revalued in the same manner at intervals of not more than three years so long as they are mortgaged to such corporation. Such report shall be filed and preserved with the records of the corporation.

If at the time a revaluation is made, the balance of principal of a loan under subdivision (a) is in excess of sixty per cent, or, the balance of principal of a loan under subdivision (b) is in excess of forty per cent of the value of the premises mortgaged, a sufficient reduction in the amount of the loan shall be required as promptly as may be practicable, to bring the loan under subdivision (a) within sixty per cent or in the case of subdivision (b), within forty per cent of the value of said premises.

(i) In the case of a construction loan under subdivisions (c), (d), (e) and (f), the required payments on account of principal may commence not later than six months after the date of the note.

Whenever the commissioner deems an excessive loan has been made, or is about to be made upon real estate, he may cause an appraisal of said real estate to be made at the expense of the bank making the loan. One appraiser shall be named by the commissioner, one by the bank making the loan, and a third by the two thus named. Said appraisers shall determine the value of said real estate and certify the same in writing to the commissioner and to the bank. If it

shall appear from said appraisal that said loan is in excess of the amount allowed by this clause, the commissioner may make such order in relation thereto as he deems advisable.

Approved August 22, 1949.

AN ACT INCREASING THE SALARIES OF MEMBERS OF THE BOARD OF REVIEW IN THE DIVISION OF EMPLOYMENT SECURITY. Chap.720

Be it enacted, etc., as follows:

Paragraph (b) of section 9N of chapter 23 of the General Laws, as most recently amended by section 36 of chapter 591 of the acts of 1946, is hereby further amended by striking out, in line 17, the word "five" and inserting in place thereof the word: — six.

Approved August 22, 1949.

G. L. (Ter. Ed.), 23, § 9N, etc., amended.

AN ACT AUTHORIZING AND DIRECTING THE COMMISSIONER OF PUBLIC WORKS TO MAKE FORMAL APPLICATION TO THE UNITED STATES, DEPARTMENT OF THE ARMY, FOR A BEACH EROSION STUDY OF THAT PORTION OF THE SHORE LINE OF THE COMMONWEALTH LYING BETWEEN PEMBERTON POINT AND GURNET POINT. Chap.721

Be it enacted, etc., as follows:

SECTION 1. The commissioner of public works is hereby authorized and directed to make formal application to the United States, Department of the Army, for a study by the beach erosion board of that portion of the shore line of the commonwealth in the towns of Hull, Cohasset, Scituate, Marshfield and Duxbury, lying between Pemberton Point and Gurnet Point, with a view to devising effective means of preventing further erosion. The department of public works is hereby authorized and directed to co-operate in such study.

SECTION 2. For the purposes of such study said department, after appropriation therefor, may pay to the United States an amount equal to the amount allotted by the United States, but in no event to exceed twelve thousand five hundred dollars.

Approved August 22, 1949.

AN ACT TO INCREASE THE SALARY OF THE LIEUTENANT GOVERNOR OF THE COMMONWEALTH. Chap.722

Be it enacted, etc., as follows:

Section 2 of chapter 6 of the General Laws, as amended by section 2 of chapter 591 of the acts of 1946, is hereby further amended by striking out, in line 2, the word "six" and inserting in place thereof the word: — eight, — so as to read as follows: — *Section 2.* The lieutenant governor shall receive a salary of eight thousand dollars; but if the office of governor shall be vacant for a period of more than thirty days he shall, for the time during which he performs the duties of governor, receive at the rate allowed to the governor.

Approved August 22, 1949.

G. L. (Ter. Ed.), 6, § 2, etc., amended.

Salary.

Chap.723 AN ACT RELATIVE TO THE ELECTION OF A CITY AUDITOR AND TO THE MAKING OF CERTAIN CONTRACTS IN CITIES HAVING THE PLAN D FORM OF GOVERNMENT.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 43, § 18, etc., amended.

Election of city auditor in certain cities.

G. L. (Ter. Ed.), 43, § 29, etc., amended.

Certain contracts in cities having Plan D form, etc., regulated.

SECTION 1. Paragraph 4 of section 18 of chapter 43 of the General Laws, inserted by section 7 of chapter 378 of the acts of 1938, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:— The council in any city adopting Plan D or E shall, by a majority vote, elect a city auditor to hold office for three years and until his successor is qualified.

SECTION 2. Section 29 of said chapter 43, as amended by section 10 of said chapter 378, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence:— All contracts made by any department, board or commission where the amount involved is five hundred dollars or more shall be in writing, and no such contract shall be deemed to have been made or executed until the approval of the mayor under Plan A, B or C, or of the city manager under Plan D or E, and also of the officer or the head of the department or of the chairman of the board, as the case may be, making the contract is affixed thereto.

Approved August 22, 1949.

Chap.724 AN ACT TO AUTHORIZE THE TOWN OF HAMPDEN TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of constructing and originally equipping and furnishing a school building the town of Hampden may borrow, from time to time, within a period of five years from the passage of this act such sums as may be necessary, not exceeding in the aggregate fifty thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words Hampden School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit and shall, except as provided herein, be subject to chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved August 22, 1949.

Chap.725 AN ACT RELATIVE TO THE EXCLUSION OF CERTAIN TRANSACTIONS FROM THE EXCISE ON MEALS.

Emergency preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make immediately effective certain amendments to the laws relative to the

excise on meals, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 1 of chapter 64B of the General Laws, as most recently amended by section 1 of chapter 326 of the acts of 1946, is hereby further amended by striking out the paragraph defining "Taxable charge" and inserting in place thereof the following paragraph: —

G. L. (Ter. Ed.), 64B, § 1, etc., amended.

"Taxable charge", any amount charged for meals wherever furnished within the commonwealth, including cover and other charges, for which the purchaser is charged as a total one dollar or more, except meals furnished by any person or corporation while transporting passengers for hire by air to or from any place within the commonwealth, or while operating a summer camp for children for any meals furnished in such camp to any child under sixteen years of age.

"Taxable charge" defined.

Approved August 22, 1949.

AN ACT TO SECURE FAIR EDUCATIONAL PRACTICES, EQUALITY OF EDUCATIONAL OPPORTUNITY, AND TO ELIMINATE AND PREVENT DISCRIMINATION IN EDUCATION BECAUSE OF RACE, RELIGION, COLOR OR NATIONAL ORIGIN.

Chap. 726

Be it enacted, etc., as follows:

SECTION 1. *Declaration of Policy.* — It is hereby declared to be the policy of the commonwealth that the American ideal of equality of opportunity requires that students, otherwise qualified, be admitted to educational institutions without regard to race, color, religion, creed or national origin, except that, with regard to religious or denominational educational institutions, students, otherwise qualified, shall have the equal opportunity to attend therein without discrimination because of race, color or national origin. It is a fundamental American right for members of various religious faiths to establish and maintain educational institutions exclusively or primarily for students of their own religious faith or to effectuate the religious principles in furtherance of which they are maintained. Nothing contained in this act shall impair or abridge that right.

Declaration of policy.

SECTION 2. The General Laws are hereby amended by inserting after chapter 151B the following new chapter: —

G. L. (Ter. Ed.), new chapter 151C, added.

CHAPTER 151C.

FAIR EDUCATIONAL PRACTICES.

Section 1. As used in this chapter —

(a) The word "board" means the board of education established by section one A of chapter fifteen.

Definitions.

(b) The term "educational institution" means any institution for instruction or training, including but not limited to secretarial, business, vocational, trade schools, academies,

colleges, universities, primary and secondary schools, which accepts applications for admission from the public generally and which is not in its nature distinctly private, except that nothing herein shall be deemed to prevent a religious or denominational educational institution from selecting its students exclusively from adherents or members of such religion or denomination or from giving preference in such selection to such adherents or members.

(c) The term "religious or denominational educational institution" shall include any educational institution, whether operated separately, or as a department of, or school within the university, and which is operated, supervised or controlled by religious or denominational organizations, or in which the courses of instruction lead primarily to the degree of bachelor, master or doctor of theology, and which has so certified to the board that it is so operated, supervised or controlled.

Section 2. It shall be an unfair educational practice for an educational institution:—

(a) To exclude or limit or otherwise discriminate against any United States citizen or citizens seeking admission as students to such institution because of race, religion, creed, color or national origin.

(b) To penalize any of its employees or students or any applicant for admission because he has testified, participated or assisted in any proceeding under this section.

(c) To cause to be made any written or oral inquiry concerning the race, religion, color or national origin of a person seeking admission, except that a religious or denominational educational institution which certified to the board that it is a religious or denominational educational institution may inquire as to the religious or denominational affiliations of applicants for admission.

This section is not intended to limit or prevent an educational institution from using any criteria other than race, religion, color or national origin in the admission of students.

Section 3. (a) Any person seeking admission as a student, who claims to be aggrieved by an alleged unfair educational practice, hereinafter referred to as the petitioner, may himself, or by his parent or guardian, make, sign and file with the board a verified petition which shall set forth the particulars thereof and contain such other information as may be required by the board. The board shall thereupon make an investigation in connection therewith; and after such investigation, if the board shall determine that probable cause exists for crediting the allegations of the petition, it shall attempt by informal methods of persuasion, conciliation or mediation to induce the elimination of such unfair educational practice.

(b) Where the board has reason to believe that an applicant or applicants have been discriminated against, except that preferential selection by religious or denominational institutions of students on the grounds of religious or denominational affiliations shall not be considered an act of dis-

Unfair educational practices.

Person aggrieved may petition board. Investigation, hearing, etc.

crimination, the board may on its own motion make an investigation.

(c) The board shall not disclose what takes place during such informal efforts at persuasion, conciliation or mediation, and there shall not be offered in evidence in any proceeding the facts adduced in such informal efforts.

(d) A petition pursuant to this section must be filed with the board within six months after the alleged unfair educational practice was committed.

(e) If such informal methods fail to induce the elimination of the alleged unfair educational practice, the board may issue and cause to be served upon such institution, hereinafter called the respondent, a complaint setting forth the alleged unfair educational practice charged and a notice of hearing before the board, at a place therein fixed, to be held not less than twenty days after the service of said complaint. Any complaint issued pursuant to this section must be issued within one year after the alleged unfair educational practice was committed.

(f) The respondent shall have the right to answer the original and any amended complaint, and to appear at such hearing by counsel, present evidence and examine and cross-examine witnesses.

(g) The board shall have the power to subpoena witnesses, compel their attendance, administer oaths, take testimony under oath and require the production of evidence relating to the matter in question before it. The testimony taken at the hearing, which shall be public, shall be under oath and shall be reduced to writing and filed with the board.

(h) After the hearing is completed, the board shall file an intermediate report which shall contain its findings of fact and conclusions upon the issues in the proceeding. A copy of such report shall be served on the parties to the proceeding. Any such party, within twenty days thereafter, may file with the board exceptions to the findings of fact and conclusions, with a brief in support thereof, or may file a brief in support of such findings of fact and conclusions.

(i) If, upon all the evidence, the board shall determine that the respondent has engaged in an unfair educational practice, the board shall state its findings of fact and conclusions, and shall issue and cause to be served upon such respondent a copy of such findings and conclusions and an order requiring the respondent to cease and desist from such unfair educational practice, or such other order as it may deem just and proper.

(j) If, upon all the evidence, the board shall find that a respondent has not engaged in any unfair educational practice, the board shall state its findings of fact and conclusions and shall issue and cause to be served on the petitioner and respondent a copy of such findings and conclusions and an order dismissing the complaint as to such respondent.

Section 4. (a) Any party aggrieved by a final order of the board may obtain a judicial review thereof, and the

Review from
order of
board.

board may obtain an order of the court for the enforcement thereof by a proceeding described in this section. Such proceeding shall be brought in the superior court within the county wherein any respondent is located.

(b) Upon the filing of a bill of complaint and the service of said bill, the court shall have equitable jurisdiction of the proceeding and of the questions determined therein. Thereupon the board shall file with the court a transcript of the record of the hearing. The court after hearing and argument shall have power to make and enter upon such record an order annulling or confirming wholly or partly, or modifying the determination reviewed, as to any or all of the parties, and directing appropriate action by any party to the proceeding.

(c) The findings of the board as to the facts shall be conclusive if supported by evidence on the record considered as a whole.

(d) The jurisdiction of the superior court shall be exclusive and its judgment and order shall be final, subject to review by the supreme judicial court, upon appeal by the board or any party to the proceedings, in the same manner provided by general law for appeal from the equity jurisdiction of the superior court.

Section 5. The board shall have the power, after public hearing, to adopt, promulgate, amend or rescind rules and regulations concerning proceedings at hearings and other investigations under this chapter, which rules and regulations shall be not inconsistent with the provisions of said chapter.

Approved August 22, 1949.

Board to
make rules,
etc.

Chap. 727 AN ACT AUTHORIZING THE CITY OF BROCKTON TO BORROW MONEY FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

For the purpose of acquiring land for, and constructing and originally equipping and furnishing school buildings, the city of Brockton may borrow, from time to time, within a period of five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, three million dollars, and may issue bonds or notes therefor which shall bear on their face the words, Brockton School Loan, Act of 1949. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to chapter forty-four of the General Laws, including the limitation contained in the first paragraph of section seven thereof.

Approved August 22, 1949.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF THE COUNTY OF HAMPDEN TO SELL BONDS IN THE POST-WAR REHABILITATION FUND, AND TO USE THE PROCEEDS THEREOF FOR THE REBUILDING OR RECONSTRUCTION OF THE HALL OF RECORDS. *Chap. 728*

Be it enacted, etc., as follows:

The county commissioners of Hampden county are hereby authorized to sell bonds in the amount of one hundred and thirty-six thousand, four hundred and ten dollars and sixteen cents, plus any accumulated interest, now held in the post-war rehabilitation fund, established under the provisions of chapter five of the acts of nineteen hundred and forty-three. The proceeds of such sale may be used for the purposes of chapter sixty-four of the acts of nineteen hundred and forty-eight.

Approved August 22, 1949.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF ESSEX COUNTY TO ERECT AND EQUIP A COURT HOUSE AT LAWRENCE. *Chap. 729*

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Essex county are hereby authorized to expend a sum not exceeding eight hundred thousand dollars for the erection and equipment of a court house in the city of Lawrence. All sums, if any, received from the federal government for the purposes of this act shall be included in, and considered a part of, the total amount authorized to be expended hereunder.

SECTION 2. For the purpose of meeting the expenses authorized by section one, the county treasurer, with the approval of the county commissioners, shall issue bonds or notes of the county, in a total amount not to exceed eight hundred thousand dollars, which shall bear on their face the words, Essex County Court House Loan, Act of 1949; and such bonds or notes shall be payable in not more than twenty years from their dates of issue. Such bonds or notes shall be signed by the treasurer of said county and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Receipts from the sale of such bonds or notes shall be applied to the payment of costs of construction and equipment and to the payment of any temporary loans authorized under section three, or to any of such purposes. Indebtedness incurred under this act shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

SECTION 3. The county treasurer of said county, with the approval of the county commissioners, may from time to time make temporary loans in anticipation of the serial loan authorized by section two in such sums as may be necessary, but not exceeding, in the aggregate, eight hun-

dred thousand dollars, and may issue notes of the county therefor, payable in not more than one year from their date or dates of issue.

SECTION 4. This act shall take full effect upon its acceptance, during the current year, by the county commissioners of said county, but not otherwise.

Approved August 22, 1949.

Chap.730 AN ACT PROVIDING ADDITIONAL ACCOMMODATIONS AND FACILITIES FOR THE COURTS AND COUNTY DEPARTMENTS OF WORCESTER COUNTY.

Be it enacted, etc., as follows:

Chapter 98 of the acts of 1932 is hereby amended by striking out section 2 and inserting in place thereof the following: — *Section 2.* For the purposes aforesaid, the treasurer of said county, with the approval of the county commissioners, may borrow from time to time on the credit of the county such sums as may be necessary, not exceeding, in the aggregate, one million three hundred thousand dollars, and may issue bonds or notes of the county therefor, which shall bear on their face the words, Worcester County Court House Loan, Acts of 1932 and 1949. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than twenty years from their dates. Such bonds or notes shall be signed by the treasurer of the county and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred under this act shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

Approved August 22, 1949.

Chap.731 AN ACT ESTABLISHING THE NUMBER OF JUSTICES AND SPECIAL JUSTICES OF THE DISTRICT COURT OF SPRINGFIELD.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 218, § 6, etc., amended.

Justices and special justices of the district court of Springfield.

Section 6 of chapter 218 of the General Laws, as amended by section 1 of chapter 588 of the acts of 1947, is hereby further amended by striking out the first and second paragraphs and inserting in place thereof the following two paragraphs: — Each district court, except the municipal court of the city of Boston, the central district court of Worcester and the district court of Springfield shall consist of one justice and one special justice.

There shall be two justices and two special justices in the central district court of Worcester and the district court of Springfield. The senior justice shall be the first justice of the court. Citations, orders of notice, writs, executions and all other processes issued by the clerk of the court shall bear the teste of the first justice thereof.

Approved August 22, 1949.

AN ACT RELATIVE TO THE LOCAL TAX LIABILITY OF CERTAIN FOREIGN CORPORATIONS. Chap. 732

Be it enacted, etc., as follows:

Clause Sixteenth of section 5 of chapter 59 of the General Laws, as most recently amended by chapter 467 of the acts of 1941, is hereby further amended by adding at the end the following:—; and, provided further, that exemption under this clause shall not extend to a corporation subject to the provisions of section three of chapter one hundred and eighty-one, if such corporation has failed to comply with said provisions, — so as to read as follows:—

Sixteenth, Property, other than real estate, poles, underground conduits, wires and pipes, and other than machinery used in manufacture or in supplying or distributing water, owned by Massachusetts savings banks or co-operative banks, by Massachusetts corporations subject to taxation under chapter sixty-three except domestic business corporations as defined in section thirty of said chapter or domestic manufacturing corporations, as defined in section thirty-eight C of said chapter, or by foreign corporations subject to taxation under section twenty, section twenty-three or section fifty-eight of said chapter; provided, that, in the case of property owned by foreign corporations subject to taxation under said section twenty or under said section twenty-three, the laws of the state of incorporation, or, in the case of foreign corporations of other nations, the laws of the state where they have elected to establish their principal office in the United States, grant similar exemption from taxation of tangible property owned by like corporations organized under or created by the laws of the commonwealth; also property, other than real estate, poles, underground conduits, wires and pipes, and other than machinery used in the conduct of the business, owned by domestic business corporations or by foreign corporations, as defined in section thirty of chapter sixty-three; also property, other than real estate, poles, underground conduits, wires and pipes, owned by domestic manufacturing corporations, as defined in section thirty-eight C of said chapter, or by foreign manufacturing corporations, as defined in section forty-two B of said chapter; provided, that the term "machinery used in the conduct of the business" shall not, as herein used, be deemed to include stock in trade and that the classification by the commissioner of domestic business corporations and foreign corporations, as defined in section thirty of chapter sixty-three, of domestic manufacturing corporations, as defined in section thirty-eight C of said chapter, and of foreign manufacturing corporations, as defined in section forty-two B of said chapter, shall be followed in the assessment under this chapter of machinery used in the conduct of the business; and, provided further, that exemption under this clause shall not extend to a corporation subject to the provisions of sec-

G. L. (Ter. Ed.), 59, § 5, etc., amended.

Taxation of certain property of foreign insurance companies.

tion three of chapter one hundred and eighty-one, if such corporation has failed to comply with said provisions.

Approved August 22, 1949.

Chap.733 AN ACT RELATIVE TO THE GRANTING TO THE NEWSPAPER GUILD OF BOSTON PRESS CLUB OF A LICENSE FOR THE SALE OF ALCOHOLIC BEVERAGES AT ITS HEADQUARTERS IN THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any limitation of number of licenses that may be granted under section twelve of chapter one hundred and thirty-eight of the General Laws in the city of Boston, the licensing board for said city is hereby authorized to grant to the Newspaper Guild of Boston Press Club, a club duly incorporated under the laws of this commonwealth, a license under said section twelve for the sale of alcoholic beverages at its club headquarters in said city. The license granted under authority of this act shall not be transferable, and shall, except as herein provided, be subject to the provisions of said chapter one hundred and thirty-eight of the General Laws relating to the licensing of incorporated clubs for the sale of alcoholic beverages.

SECTION 2. This act shall take effect upon its passage.

Approved August 23, 1949.

Chap.734 AN ACT AUTHORIZING THE CITY OF BOSTON TO APPROPRIATE MONEY FOR THE PURPOSE OF RELOCATING CERTAIN BUILDINGS IN THE EAST BOSTON DISTRICT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. Chapter 191 of the acts of the current year is hereby amended by inserting after section 2 the two following sections: — *Section 2A.* For the purpose of providing funds to carry out the provisions of section one of this act, the city of Boston may, instead of borrowing under section two of this act, appropriate not exceeding two hundred and fifty thousand dollars. Any provision of the charter of said city to the contrary notwithstanding, such appropriation shall require only one reading and a vote of only a majority of the members of the city council.

Section 2B. Section sixty-three of chapter forty-four of the General Laws shall not apply to the proceeds of any sale under this act.

SECTION 2. This act shall take effect upon its passage.

Approved August 23, 1949.

AN ACT RELATIVE TO THE REGULATION OF INSURANCE, PROVIDING FOR PAYMENT OF EXPENSES OF VALUATION OF SECURITIES BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS BY MEANS OF ASSESSMENTS UPON DOMESTIC LIFE INSURANCE COMPANIES. Chap. 735

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make available forthwith the funds for the payment of the expenses to be incurred as provided herein, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. The purpose of this act is to provide a means of making funds available, not in excess of two hundred and fifty thousand dollars in any one year, to the Committee on Valuation of Securities of the National Association of Insurance Commissioners to defray the expenses of said committee in the investigation, analyses and valuation of securities and the determination of the amortizability of bonds, owned by insurance companies, for the purpose of furnishing to the several states on a uniform basis information needed in the supervision of insurance companies licensed to transact business in the several states. Purpose of act.

SECTION 2. Chapter 175 of the General Laws is hereby amended by inserting after section 14 the following section: — *Section 14A.* If, in the valuation of securities held by a domestic life company, it becomes necessary or expedient for the commissioner to contribute to the expenses of the Committee on Valuation of Securities of the National Association of Insurance Commissioners, in order to make use of the analyses, reports, and information developed by said committee for the valuation of such securities and the determination of their amortizability, the commissioner shall periodically obtain from said committee a verified budget estimate of the receipts and of the expenses to be incurred by said committee for a stated period, not exceeding one year, with appropriate explanations of the estimates therein contained. G. L. (Ter. Ed.), 175, new § 14A, added.
Payment of certain expenses in the regulation of insurance.

If the commissioner shall be satisfied as to the reasonableness of such budget estimate, he shall determine the portion of the funds therein prescribed to be assessed in any one year as hereinafter provided, by deducting from such budget estimate, or from the sum of two hundred and fifty thousand dollars, whichever is less, any amount receivable by said committee from other states whose laws do not substantially conform to the method of assessment herein provided, and applying to the remainder the proportion which the total investments in securities of domestic life companies bears to the total investments in securities of life companies domiciled in this and other states whose laws authorize and require assessments on substantially the same basis as herein provided.

The commissioner shall annually thereafter, by notice stating the method of computation thereof, assess the amount to be paid on account of such expenses pro rata upon all domestic life companies in the proportion which the total investments in securities of each such company bears to the total investments in securities of all such companies. The total investments in securities of any life company for purposes of this section shall be the total value of stocks and bonds reported as admitted assets in its annual statement last filed prior to such assessment with the commissioner or other supervisory official of its state of domicile. Upon receipt of such notice, each domestic life company shall within thirty days pay said assessment to the commissioner. The commissioner shall deposit all moneys collected by him pursuant to this section in an account, entitled "Commissioner of Insurance: Securities Valuation Expense Account", in a bank or a trust company in the city of Boston designated by the state treasurer. Such moneys shall be paid by the commissioner to the Committee on Valuation of Securities of the National Association of Insurance Commissioners after audit by the state treasurer.

The commissioner shall require annually and at such other times as he may deem it necessary or advisable a duly authorized audit of receipts and disbursements and statement of assets and liabilities, showing the details of the financial operations of said committee. *Approved August 23, 1949.*

Chap. 736 AN ACT PROVIDING FOR THE CREATION OF A DEVELOPMENT AND INDUSTRIAL COMMISSION FOR THE CITY OF NEW BEDFORD.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary the city of New Bedford may appropriate annually for a period of three years commencing in the current year, a sum not exceeding fifty thousand dollars in any one year, for the purpose of creating a development and industrial commission for the promotion and development of the industrial resources of said city. The commission shall conduct researches into industrial conditions and shall seek to co-ordinate the activities of unofficial bodies organized for said purposes, and may advertise, prepare, print and distribute books, maps, charts and pamphlets which in its judgment will further the purposes for which it is created. In carrying out the provisions of this act the commission may appoint such experts, clerks and employees as it may require; provided, that said appointees shall not be subject to the provisions of chapter thirty-one of the General Laws. Members of the commission or its authorized agents may travel within or without the commonwealth for the purpose of carrying out the provisions of this act. Appointments and money expended hereunder

shall be under the direction of the mayor and city council in accordance with its charter.

SECTION 2. This act shall take effect upon its passage.

Approved August 23, 1949.

AN ACT RELATIVE TO THE RETIREMENT ALLOWANCE OF
EDWARD J. SHAUGHNESSY OF MEDFORD. Chap.737

Be it enacted, etc., as follows:

Edward J. Shaughnessy of Medford, who was retired on August twenty-fourth, nineteen hundred and forty-five, because of accidental disability, shall be entitled to the benefit of all pertinent provisions of paragraph (2) of section seven of chapter thirty-two of the General Laws, as amended by chapter four hundred and forty-six of the acts of nineteen hundred and forty-eight, to the same extent as if he was retired subsequent to June first, nineteen hundred and forty-eight, and at the same rate of salary which said position was classified on the latter date.

Approved August 23, 1949.

AN ACT PROVIDING FOR AN ADDITIONAL JUDGE OF PROBATE
IN NORFOLK COUNTY. Chap.738

Be it enacted, etc., as follows:

SECTION 1. Chapter 217 of the General Laws is hereby amended by striking out section 1, as amended by section 1 of chapter 716 of the acts of 1949, and inserting in place thereof the following: — *Section 1.* In each county except Suffolk, Middlesex, Essex, Worcester, Hampden, Bristol and Norfolk there shall be one judge of probate and insolvency, in this chapter called the judge of probate.

G. L. (Ter. Ed.), 217, § 1, etc., amended.

Judges of probate.

SECTION 2. Section 2 of said chapter 217, as amended by chapter 717 of the acts of 1949, is hereby further amended by striking out the first sentence and inserting in place thereof the following: — There shall be three judges of probate in each of the counties of Suffolk and Middlesex and two judges of probate in each of the counties of Essex, Worcester, Hampden, Bristol and Norfolk.

G. L. (Ter. Ed.), 217, § 2, etc., amended.

Judges of probate.

Approved August 23, 1949.

AN ACT RELATIVE TO SITTINGS OF THE DISTRICT COURT OF
WESTERN NORFOLK. Chap.739

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section one of chapter two hundred and eighteen of the General Laws, as amended by section one of chapter five hundred and ninety of the acts of the current year, sittings of the district court of western Norfolk shall continue to be held in the towns of Franklin and Walpole until the court house accommodations and facilities for said court in the town of

Wrentham authorized by said chapter five hundred and ninety are available for sittings of said court in said town of Wrentham.

SECTION 2. This act shall take effect on September first in the current year.

Approved August 23, 1949.

Chap. 740 AN ACT TO SIMPLIFY THE EXPERIENCE RATING PROVISIONS OF THE EMPLOYMENT SECURITY LAW.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 151A, § 14, etc., amended.

Rate of employers' contributions, etc.

SECTION 1. Section 14 of chapter 151A of the General Laws is hereby amended by striking out subsection (b), as amended, and inserting in place thereof the following:—

(b) (1) For each calendar year commencing after three immediate preceding twelve consecutive months' period ending on June thirtieth throughout which he has been charged or could have been charged with benefit wages, the contribution rate of such employer, beginning with the calendar year nineteen hundred and fifty, shall be determined as hereinafter provided.

(2) (a) When, in any twelve consecutive months' period ending June thirtieth, and beginning not earlier than July first, nineteen hundred and forty-six, a worker is paid benefits for the first compensable week of unemployment with respect to the benefit year to which the claim applies, his wages from each employer during his base period shall be termed "worker's benefit wages" and shall be treated for the purposes of this subsection as if they had been paid in the year in which the first week of benefits is paid; provided, however, that with respect to any claim filed on or after January first, nineteen hundred and forty-nine, if any base period employer shall show to the satisfaction of the director that the worker became separated from his last employment with such employer for reasons which would have resulted in a denial of benefits to the worker under the provisions of section twenty-five (e) (1) or (2) or section twenty-seven of this chapter had such base period employer been his most recent employer, wages paid during the base period by such an employer to such a worker shall not be deemed "worker's benefit wages".

(b) Notice of benefits paid as provided in subsection 14 (b) (2) (a) shall be given promptly by the director or his authorized representative to each employer who has reported wages for the worker in his base period, in such manner as the director may prescribe. If said employer has reason to believe that such payment of benefits should not cause "worker's benefit wages" to be assigned to his record, he may return the said notice to the director with the reason stated thereon within seven days after the mailing of said notice, in accordance with the procedure prescribed by the director. Failure to return said notice and information within the time provided in this section, or failure, in ac-

cordance with the provisions of section thirty-eight of chapter one hundred and fifty-one A to have returned the notice of claim filed which was given to him by the director or his authorized representative with respect to a claim filed by said worker in the base period, or filed previously in the current benefit year, shall bar the employer from being a party to further proceedings relating to the establishment of "worker's benefit wages".

(c) The director or his authorized representative shall promptly determine, in accordance with the procedure established by the director, and after making such inquiries and investigations as he deems necessary, whether or not such wages are "worker's benefit wages", and shall promptly give notice of such determination, together with the reason therefor, to the employer. Such employer may, within twenty days after the date of mailing of notice of such determination, request that the director grant a hearing for the purpose of reconsidering the facts submitted and to consider any additional information. The director or his authorized representative shall conduct such hearing in accordance with the procedure prescribed by the director, and shall affirm, modify or revoke the determination. Notice of his finding shall be mailed to the employer and this decision shall be final.

(d) "Worker's benefit wages" when used with respect to benefits paid for the first compensable week of unemployment on a claim shall include that part of wages not in excess of nineteen hundred dollars paid to a claimant by each of his employers in a base period.

(3) An employer's "benefit wages" for a given twelve consecutive months' period ending June thirtieth shall be the total of the benefit wages of all of his former workers assignable to such employer and to such period in accordance with paragraph (2) hereof.

(4) The benefit wage ratio of each employer for a given calendar year shall be a percentage equal to the total of his benefit wages for the three most recently completed twelve consecutive months' periods ending June thirtieth divided by that part of his total pay roll for the same three periods with respect to which contributions have been paid to the division on or before July thirty-first of each successive period, but not later than September thirtieth, in any event, to which extension for such payment shall have been granted.

(5) For any calendar year the "state experience factor" shall be a percentage determined by dividing the total benefits paid from the commonwealth's benefit account during the three most recently completed twelve consecutive months' periods ending June thirtieth by the total benefit wages of all employers during the same three completed periods; providing, that any fractional percentage resulting therefrom shall be raised to the next higher multiple of one per cent. The state experience factor shall be determined for each year prior to March thirty-first thereof.

(6) The contribution rate for each employer for a given calendar year shall be determined and the employer notified thereof not less than ten days prior to the due date of the first contribution for the year. It shall be determined from the following table on the same line as the current state experience factor and shall be the rate appearing at the head of the lowest numbered column in which appears a percentage equal to or in excess of such employer's benefit wage ratio. If no percentage equal to or in excess of such benefit wage ratio appears on said line the employer's contribution rate shall be two and seven tenths per cent, but not in excess thereof.

STATE EXPERIENCE FACTOR (PER CENT.)	EMPLOYER'S BENEFIT WAGE RATIO.					
	$\frac{1}{2}$ Per Cent Contribution Rate.	1 Per Cent Contribution Rate	$1\frac{1}{2}$ Per Cent Contribution Rate.	2 Per Cent Contribution Rate.	$2\frac{1}{2}$ Per Cent Contribution Rate.	2.7 Per Cent Contribution Rate.
	1.	2.	3.	4.	5.	6.
1 . . .	50	100	150	200	250	
2 . . .	25	50	75	100	125	
3 . . .	17	33	50	66	83	
4 . . .	13	25	38	50	63	
5 . . .	10	20	30	40	50	
6 . . .	8	17	25	34	42	
7 . . .	7	14	21	29	36	
8 . . .	6	13	19	25	31	
9 . . .	6	11	16	22	28	
10 . . .	5	10	15	20	25	Benefit wage ratio in excess of Col. 5
11 . . .	5	9	14	18	23	
12 . . .	4	8	13	17	21	
13 . . .	4	8	12	15	19	
14 . . .	4	7	11	14	18	
15 . . .	3	7	10	13	17	
16 . . .	3	6	9	12	16	
17 . . .	3	6	9	12	15	
18 . . .	3	6	8	11	14	
19 . . .	3	5	8	11	13	
20 . . .	3	5	8	10	13	
21 . . .	3	5	7	10	12	
22 . . .	2	5	7	9	11	
23 . . .	2	4	7	9	11	
24 . . .	2	4	6	8	10	

In the event that the state experience factor should exceed 24 per cent, the contribution rate of each employer shall be determined by multiplying the state experience factor by the employer's benefit wage ratio and by raising such product to the next multiple of one half of one per cent, and not to exceed two and seven tenths per cent.

G. L. (Ter.
Ed.), 151A,
§ 14, etc.,
further
amended.

Contributions
by successor
employing
units.

SECTION 2. Said section 14 of said chapter 151A is hereby further amended by striking out subsection (c), as amended, and inserting in place thereof the following:—

(c) For the purpose of determining the benefit wage ratio of an employing unit not previously subject to this chapter which has or shall become subject to this chapter by reason of having taken over and continued in the same trade or business all of the employing enterprises of an employer or

employers, the contribution record of the predecessor employers and the record of workers' benefit wages which were charged or would have been charged to the predecessor employers, if no transfer of the employing enterprises had occurred, shall cease to be the records of the predecessor employers and shall become part of the records of the successor employing unit if the successor employing unit shall have given to the director notice of the transfer of the employing enterprises and a guaranty of payment of all contributions required of the predecessor employers in the form and manner prescribed by the director; provided, that if the successor employing unit is a receiver, trustee, executor, administrator or other officer under designation or approval of a court for the purpose of carrying on pending liquidation or reorganization as such, he shall not be required to guarantee payment of the contributions required of his predecessor employer.

Any successor employing unit which shall have filed the required notice and guaranty with the director shall receive the benefit of this subsection from the date of the transfer of the employing enterprises, or from the first day of the quarter which shall have begun not more than five months before the required notice shall have been filed with the director, whichever shall have occurred the later; provided, nevertheless, that a successor employing unit which has or shall become subject to this chapter by virtue of having taken over the employing enterprises of two or more employers, in connection with the consolidation of such employers into the successor employing unit, shall receive the benefit of this subsection only from the first day of January following its filing of the required notice and guaranty with the director, and in the interim shall make contributions at the rate of two and seven tenths per cent.

The provisions of this subsection shall not authorize the refund of any moneys except in accordance with section eighteen; but where a successor employing unit which files the required notice and guaranty has paid contributions at a higher rate than required under the provisions of this subsection, the director shall issue to such employer credit memoranda against future contributions. Such credit memoranda shall be personal to the employer to whom issued and shall not be assigned or encumbered, or be subject to trustee or mesne process.

The provisions of this subsection shall not apply where an employer acquires the employing enterprises of another employing unit.

SECTION 3. This act shall take effect on January first, ^{Effective} ~~date.~~ nineteen hundred and fifty. *Approved August 23, 1949.*

Chap.741 AN ACT RELATING TO BORROWING MONEY FOR SCHOOLHOUSE CONSTRUCTION.

Be it enacted, etc., as follows:

Section 9 of chapter 645 of the acts of 1948, as most recently amended by chapter 637 of the acts of 1949, is hereby further amended by adding at the end the following: — Any indebtedness heretofore authorized since January first, nineteen hundred and forty-six to be incurred by a city or town outside the limit of indebtedness authorized by section ten of chapter forty-four of the General Laws for schoolhouse construction shall be deemed to be a part of the indebtedness authorized by this section.

Approved August 23, 1949.

Chap.742 AN ACT RELATIVE TO THE PROVIDING OF FINANCIAL ASSISTANCE BY THE COMMONWEALTH TO HOUSING AUTHORITIES IN ORDER TO ALLEVIATE THE HOUSING SHORTAGE FOR VETERANS.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide housing forthwith for veterans of World War II, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 121,
§ 26NN, etc.,
amended.

SECTION 1. Section 26NN of chapter 121 of the General Laws, as appearing in section 3 of chapter 200 of the acts of 1948, is hereby amended by inserting after the first sentence of the first paragraph the following sentence: — The guarantee by the commonwealth of the notes and/or bonds of a housing authority shall be executed on each note and/or bond by the chairman of the state housing board.

Guarantee by
commonwealth.

G. L. (Ter.
Ed.), 121,
§ 26NN, etc.,
further
amended.

Authority
may sell
notes, bonds,
etc.

SECTION 2. Said section 26NN of said chapter 121, as so appearing, is hereby further amended by striking out the first paragraph of subdivision (a) and inserting in place thereof the following: — A housing authority may sell temporary notes and/or bonds to finance a project; provided, that the total amount outstanding at any one time, exclusive of any notes and/or bonds which may be issued for refunding purposes shall not be in excess of the cost of the project as approved by the board. Any such notes or bonds may be refunded through the sale of similar notes or bonds, but in no event for a term more than forty years after completion of the project, as determined by the board.

G. L. (Ter.
Ed.), 121,
§ 26NN, etc.,
further
amended.

SECTION 3. Said section 26NN of said chapter 121, as so appearing, is hereby further amended by striking out, in line 7 of the third paragraph of said subdivision (a), the word "three" and inserting in place thereof the words: — two and one half, — so that said third paragraph will read as follows: —

No housing authority shall sell or offer for sale any such notes or bonds without receiving from the board approval of the amount, the term, the time of sale, the amortization schedule, and any other conditions of sale which the board may deem relevant in connection with the sale of such notes or bonds. The average annual rate of the amortization of bonds issued to finance a project shall be not less than two and one half per cent of the principal amount of such bonds.

Authority not to sell notes, etc., without approval of board.

SECTION 4. Said section 26NN of said chapter 121, as so appearing, is hereby further amended by inserting before the word "bonds" in line 7 and in line 8 of the second paragraph of subdivision (b), in each instance, the words: — notes and/or, — and by striking out, in lines 9 and 10 of said second paragraph, the word "twenty-five" and inserting in place thereof the word: — forty, — so that said second paragraph will read as follows: —

G. L. (Ter. Ed.), 121, § 26NN, etc., further amended.

Each such contract shall contain a provision that the annual contributions shall be used for the payment of interest on, and principal of, notes and/or bonds of the housing authority. The annual contributions for any one project shall be payable in an amount not exceeding two and one half per cent of the cost of the project, as determined by the board, and for the fixed period during which the notes and/or bonds issued to finance the cost of the project or any refunding notes and/or bonds remain outstanding, but in no event for more than forty years after the completion of the project, as determined by the board. Each such contract shall provide that whenever in any year the receipts of a housing authority in connection with a project exceed its expenditures for that project, including debt service, payments in lieu of taxes, administration, establishment of reserves, and other costs, as determined by the board, an amount equal to such excess, or, in the case of projects under section twenty-six OO, an amount equal to such portion of the excess as the board shall prescribe, shall be applied, or set aside for application, to purposes which shall effect a reduction in the amount of subsequent annual contributions. The full faith and credit of the commonwealth is hereby pledged to the payment of all annual contributions contracted for by the commonwealth. The Veterans' Services Fund, established by chapter six hundred and eight of the acts of nineteen hundred and forty-six, shall be used in the first instance, subject to appropriation, to meet the payments of the annual contributions by the commonwealth to housing authorities pursuant to contracts for state financial assistance under this section and section twenty-six OO for such period or periods.

Terms of contract, etc.

Approved August 24, 1949.

Chap. 743 AN ACT PLACING THE POSITION OF CARGO SUPERVISOR OF THE PORT OF BOSTON AUTHORITY UNDER THE CIVIL SERVICE LAWS.

Be it enacted, etc., as follows:

The position of cargo supervisor of the Port of Boston Authority shall, upon the effective date of this act, become subject to the civil service laws and rules, and the tenure of office of the incumbents thereof on said effective date shall be unlimited, and they shall continue to serve therein, provided, that they pass a qualifying examination to which they shall be subjected by the division of civil service.

Approved August 24, 1949.

Chap. 744 AN ACT RELATIVE TO THE RATE OF TAX ON MOTOR VEHICLE AND DIESEL ENGINE FUEL AND AS TO ALLOWANCES TO DISTRIBUTORS OF MOTOR VEHICLE FUEL.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 64A, § 4, etc., amended.

Monthly returns and payment of excise.

SECTION 1. Chapter 64A of the General Laws is hereby amended by striking out section 4, as most recently amended by chapter 556 of the acts of 1945, and inserting in place thereof the following section: — *Section 4.* Every distributor shall, on or before the last day of each month, file with the commissioner a return under oath, on a form to be furnished by the commissioner, stating the number of gallons of fuel sold by him in the commonwealth during the preceding calendar month, and such return shall contain or be accompanied by such further information as the commissioner shall require. At the time of filing such return, every distributor shall pay to the commissioner for the account of the purchaser an excise of three cents on each gallon of fuel sold by him in the commonwealth during the calendar month covered by the return. The commissioner is hereby authorized to allow distributors making returns and payments to the commissioner as aforesaid, as compensation for services rendered by such distributors in compliance with the provisions of this chapter, an amount not exceeding one per cent of the excise so collected and paid to the commissioner; provided, that no distributor shall be entitled to receive any payment as compensation or otherwise as aforesaid except in accordance with such classification and regulations as the commissioner may prescribe, and unless such distributor shall, in addition to the return hereinabove referred to, have furnished to the commissioner any further information required by him respecting said return, to be set forth in such form and with such verification as he may require and approve. The amount hereby allowed and approved by the commissioner shall, within thirty days after receipt of the return provided for by this section, be transmitted by the commissioner to the comptroller for certification, and, when certified, shall be paid forthwith from the proceeds of the excise tax levied under this chapter without appropriation.

SECTION 2. Said chapter 64A is hereby further amended by striking out section 4A, as amended by chapter 464 of the acts of 1948, and inserting in place thereof the following five sections:— *Section 4A.* Every person selling, transferring or delivering Diesel engine fuel into the fuel tank of a vehicle or using Diesel engine fuel for propelling vehicles over the highways shall, for the purposes of this chapter, be deemed a distributor thereunder. No person may sell, transfer, deliver or use fuel as aforesaid without first obtaining from the commissioner a license as a Diesel fuel distributor. Such Diesel fuel distributor shall file returns at the times and in the manner required of distributors by section four, showing whatever information the commissioner may reasonably require, and shall pay to the commissioner a tax upon Diesel engine fuel sold, transferred or delivered or used as aforesaid during the preceding calendar month at the rate of three cents on each gallon. All provisions of this chapter relative to the collection, payment, abatement, verification, administration, including penalties and disposition of collections, shall be applicable to the tax imposed by this section.

G. L. (Ter. Ed.), 64A, § 4A, etc., stricken out and new §§ 4A-4E, added.
Distributors of Diesel engine fuel. License, returns, payment of excise.

Section 4B. Any person who, having acquired fuel as defined in this chapter, outside the commonwealth shall use the same for the propulsion of motor vehicles upon or over the highways of the commonwealth, or who shall possess fuel so acquired for such use, including persons who although not residents of the commonwealth shall regularly or habitually use and operate motor vehicles over the highways of the commonwealth, shall be subject to an excise for the privilege of using said highways at the rate imposed by this chapter and any act or acts imposing an additional excise upon fuel sold in the commonwealth. This and the following sections shall not apply to distributors licensed under this chapter nor to persons who, as transients, operate motor vehicles into or through this commonwealth, using therein fuel acquired outside the commonwealth, provided that such fuel is wholly contained within the fuel supply tank of such vehicle, nor shall it apply to persons who, having acquired fuel outside the commonwealth, shall transport the same into this commonwealth in the tank or tanks of a motor vehicle, the total capacity of which is not in excess of twenty gallons.

Certain persons exempt from excise.

Section 4C. Every person regularly or habitually operating motor vehicles upon the highways of any other state or states and using fuel therein purchased or acquired in this commonwealth shall upon application to the commissioner be allowed a credit or refund equal to the tax on said fuel actually paid to the state or states in which it is used, not to exceed, however, the excise imposed by this commonwealth on the use of such fuel. No credit or refund shall be allowed under this section for taxes paid to any state which imposes a tax upon fuel purchased or acquired in this commonwealth and used on the highways of such other state and which does not allow a similar credit or refund for the excise paid to this commonwealth on fuel purchased or acquired in such other state and used on the highways of this commonwealth.

Credit or refund of excise.

"User"
license.

Section 4D. Every person who regularly or habitually uses or operates motor vehicles upon the highways of this commonwealth which are propelled by fuel purchased or acquired outside this commonwealth and is subject to the excise imposed by section four B shall apply for a license as a "user". All provisions of this chapter relating to licenses, returns, payments, abatements, collections and refunds shall be applicable, so far as pertinent, to the administration of sections four B to four E, inclusive.

Reciprocal
agreements
between states
authorized.

Section 4E. The commissioner may enter into reciprocal agreements with the appropriate officials of any other state under which he may waive all or any part of the requirements imposed by sections four B to four E, inclusive, upon persons who use in this commonwealth fuel upon which the tax has been paid to such other state, provided that the laws of such other state grant equivalent privileges with respect to fuel used in such other state upon which a tax has been paid to this commonwealth.

Certain laws
to be inopera-
tive.

SECTION 3. Chapter one hundred and twenty-two of the acts of nineteen hundred and thirty-one, as most recently extended by chapter five hundred and seventy-one of the acts of nineteen hundred and forty-five, shall not be operative as to sales of motor vehicle or Diesel engine fuels on and after the effective date of this act. *Approved August 24, 1949.*

Chap. 745 AN ACT RELATIVE TO THE CONTINUED DEVELOPMENT OF THE GENERAL EDWARD LAWRENCE LOGAN AIRPORT AT EAST BOSTON.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to take without delay the necessary steps for the further development of the General Edward Lawrence Logan Airport, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. The commissioner of airport management is hereby authorized and directed to further enlarge, extend, improve and develop the General Edward Lawrence Logan Airport, including construction of buildings thereon for hangars, maintenance and repair shops and other necessary facilities, with the approval of the state airport management board; provided, however, that such enlargement, extension, improvement or development of the airport under the provisions of this section shall not permit the extension of the existing bounds toward the town of Winthrop or the mainland of the East Boston district of the city of Boston.

SECTION 1A. Said commissioner is hereby authorized and directed to fill in the deep channel from Bayswater street, in the East Boston district of the city of Boston to Winthrop bridge; to clear the shore line from said Bayswater street to said Winthrop bridge; and to dig a channel not less than six

feet deep a distance of about three hundred feet to Orient Heights Yacht Club, said channel having been filled in because of the pumping of fill for the expansion of said airport. The cost of improvements authorized under this section shall not exceed one hundred thousand dollars.

SECTION 2. Notwithstanding the provisions of section fifty F of chapter ninety of the General Laws, inserted by section three of chapter six hundred and thirty-seven of the acts of nineteen hundred and forty-eight, and as amended by section two of chapter six hundred and sixty-three of the acts of nineteen hundred and forty-eight, the commissioner may, with the approval of the board, lease hangars, repair and maintenance shops and other additional facilities authorized by this act for a period not exceeding twenty-five years on such terms and subject to such conditions as the commissioner, with like approval, may determine. All such leases shall be subject to the approval of the governor and council.

SECTION 3. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor and council, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor and council from time to time, but not exceeding, in the aggregate, the sum of seven million, one hundred ninety-five thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Logan Airport Improvement Loan of 1949, and shall be on the serial payment plan for such maximum term of years, not exceeding nine years, as the governor may recommend to the general court pursuant to section 3 of Article LXII of the amendments to the constitution of the commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semi-annually at such rate as the state treasurer, with the approval of the governor shall fix, but such bonds shall be payable not earlier than July first, nineteen hundred and fifty-two, nor later than June thirtieth, nineteen hundred and fifty-seven.

SECTION 4. Any funds received by the commonwealth from the federal government for airport purposes for projects authorized by this act shall be used to reduce the amount of bonds issued under this act. *Approved August 25, 1949.*

AN ACT AMENDING THE LAW RELATIVE TO CONTRIBUTORY RETIREMENT OF PUBLIC EMPLOYEES.

Chap. 746

Whereas, The deferred operation of this act would result in unnecessarily delaying the time when certain public employees would receive the benefits provided thereby, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 32, § 3,
etc., amended.

SECTION 1. Group B of paragraph (g) of subdivision (2) of section 3 of chapter 32 of the General Laws, as most recently amended by section 3 of chapter 667 of the acts of 1947, is hereby further amended by inserting after the word "custody" in line 9, as appearing in chapter 423 of the acts of 1947, the words: — , instruction or other supervision, — so as to read as follows: —

"Group B",
defined.

Group B. — Members of police and fire departments not classified in Group A, members of the police force of the metropolitan district commission, capitol police, conservation officers paid as such, district fire wardens, coastal wardens in the department of conservation, officials and employees of the registry of motor vehicles having police powers, and employees of the commonwealth and of any county, regardless of any official classification, whose regular and major duties require them to have the care and custody, instruction or other supervision of prisoners or insane persons or of defective delinquents; provided, that no member who attains age sixty-five while classified in Group A may thereafter be classified in Group B, irrespective of change of employment.

G. L. (Ter.
Ed.), 32, § 16,
etc., amended.

SECTION 2. Section 16 of said chapter 32, as amended, is hereby further amended by striking out subdivision (2) and inserting in place thereof the following: —

Removal,
discharge,
failure of
reappointment
of certain
members.

(2) The removal or discharge or failure of reappointment of any member in service classified in either Group A or Group B who has attained age fifty-five and completed fifteen or more years of creditable service, or of any member in service so classified who has not attained age fifty-five but who has completed twenty or more years of creditable service, shall not become effective unless and until a written notice thereof containing a fair summary of the facts upon which such action was based has been filed with the board. The procedure set forth in subdivision (1) of this section relative to delivery of copies, statement of service thereof, notice, hearing if requested, and the filing of a certificate of findings and decision, so far as applicable, shall apply to all proceedings involving such removal or discharge. If the board finds that the removal or discharge or failure of reappointment is not justified, and that it is not the result of collusion, such member shall forthwith be restored to his office or position, or at his request, he shall be retired with a retirement allowance, to consist of an annuity which shall be the actuarial equivalent of his accumulated assessments or deductions at his attained age, and a pension equal to one third of his annual rate of compensation, on the date of such removal or discharge, or that pension to which he would have been entitled under the provisions of this chapter applicable to the system of which he was a member had he attained age fifty-five with the same number of years of creditable service with which he was credited on said date, whichever is the greater.

Approved August 25, 1949.

AN ACT PROVIDING FOR THE CONSTRUCTION OF AN ADDITION TO THE WASHINGTON STREET TUNNEL AND RAPID TRANSIT FACILITIES BETWEEN DUDLEY STREET AND FOREST HILLS, AND FOR THE REMOVAL OF A PORTION OF THE ELEVATED STRUCTURE. Chap. 747

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 649 of the acts of the current year is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The authority shall construct and equip an addition to the existing Washington street tunnel in the city of Boston connecting with said tunnel at or near the Boylston street station thereof, thence running in a general southerly direction under Washington street and under the right-of-way of the New York, New Haven and Hartford Railroad and Boston and Albany Railroad to a point at or near Cobb street, thence turning and running in a general southwesterly direction under public and private lands to Shawmut avenue at a point near Dover street, thence running under Shawmut avenue in a general southwesterly direction to a point at or near Arnold street, thence turning and running in a general southerly direction under public and private lands to Washington street at a point near Eustis street, thence running in a general southwesterly direction under public and private lands to a new underground station at a point near Dudley street.

SECTION 2. Said chapter 649 is hereby further amended by inserting after section 3 the following new section: —

Section 3A. The authority shall construct and equip an addition to the Washington street tunnel, consisting of a tunnel, elevated structures and a rapid transit line, in the city of Boston, to connect with the addition authorized by section three of this act at a point near the southerly end of the new underground Dudley street station and thence running under Washington street in a southwesterly direction to a point near Valentine street, thence running in a westerly direction under private lands and emerging by way of an incline to the surface and thence by way of an elevated structure passing over Columbus avenue and Amory street to the easterly side of the right of way of the New York, New Haven and Hartford Railroad; thence following and paralleling this right of way to a point near Williams street, thence crossing private land in a southerly direction to Washington street and joining with the existing elevated structure on Washington street at or near Lotus place. Said addition shall include overhead stations near Columbus avenue and Amory street, and near Green street.

After the use by the authority of the tunnel addition constructed under this section begins, the authority shall proceed without delay to remove its elevated structure located along Washington street and on public or private lands or ways in the city of Boston between Dudley street and the point where the tunnel addition to be constructed under this

section connects with the present elevated structure on Washington street at or near Lotus place, above its foundations, to put the surface of the public ways disturbed by such removal into as good condition as the adjacent surface of said ways, to restore to good condition sidewalks affected by such removal and to repair any damage done by such removal to any building to which said elevated structure is affixed. The cost to the authority of removing such elevated structure and of restoring public ways, sidewalks and buildings as aforesaid, less the amount received by the authority from the sale of the structure as salvage or otherwise, shall be included in the cost of the work authorized by this section.

The authority may expend for the purposes of this section not exceeding twelve million dollars. No construction work shall be done under this section until a plan therefor, together with estimates of cost indicating that the project can be completed at a cost not exceeding twelve million dollars, shall have been approved by the commission of the department of public utilities, and no construction work shall be done under this section, and no bonds shall be issued under section six for the purpose of providing funds for said construction work, earlier than ninety days prior to the completion of the tunnel addition to be constructed under section three. Any plan so approved under this section may be altered at any time by a new plan approved in like manner.

SECTION 3. This act shall take effect upon its passage.

Approved August 25, 1949.

Chap. 748 AN ACT INCREASING THE AMOUNT OF PENSION WHICH MAY BE PAID TO RETIRED PUBLIC SCHOOL TEACHERS IN CERTAIN CITIES AND TOWNS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 43, etc., amended.

Pension for certain teachers.

SECTION 1. Section 43 of chapter 32 of the General Laws, as amended by chapter 707 of the acts of 1945, is hereby further amended by striking out, in line 11, the words "seven hundred and fifty" and inserting in place thereof the words: — twelve hundred, — so as to read as follows: — *Section 43.* The school committee of any such city or town may retire from active service and place upon the pension roll any teacher of such city or town who is sixty or over or who, in the judgment of said committee, is incapacitated for useful service, and who has faithfully served such city or town for twenty-five years. The amount of the annual pension allowed to any person under this and the preceding section shall not exceed one half of the annual compensation received by such person at the time of such retirement, and in no case shall it exceed twelve hundred dollars.

SECTION 2. The provisions of this act shall apply to the pensions of public school teachers retired prior to its effective date as well as to those retired after said effective date.

Approved August 25, 1949.

AN ACT RELATIVE TO THE PAYMENT OF INTEREST ON INHERITANCE TAXES. *Chap.749*

Be it enacted, etc., as follows:

Section 11 of chapter 65 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding at the end the following: — ; provided, however, that if a sum equal to not less than four fifths of the amount of the tax is paid to the commissioner on or before the date it becomes due, no interest shall be charged or collected on the remainder of the tax until thirty days after the bill for such taxes is sent by the commissioner. *Approved August 25, 1949.*

G. L. (Ter. Ed.), 65, § 11, amended.

AN ACT RELATIVE TO THE RETIREMENT OF WALTER J. MACDONALD OF PEABODY. *Chap.750*

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any other law, the county commissioners of the county of Essex may reinstate Walter J. MacDonald of Peabody as a senior prison guard at the jail and house of correction at Salem, for the purpose of retirement only, and said Walter J. MacDonald may apply for retirement in accordance with the provisions of section seven of chapter thirty-two of the General Laws, as in effect on July thirty-first, nineteen hundred and forty-six; provided, however, that the amount of his pension shall be based on his compensation at the time of his original retirement; and, provided further, that no retirement shall be allowed on account of disability in line of duty except after the certification of the medical panel as required by section six of said chapter thirty-two.

SECTION 2. This act shall take effect upon its passage.

Approved August 26, 1949.

AN ACT RELATIVE TO THE PAYMENT OF COMPENSATION FOR DAMAGE CAUSED BY DEER OR MOOSE. *Chap.751*

Be it enacted, etc., as follows:

Section 83 of chapter 131 of the General Laws, as appearing in section 2 of chapter 599 of the acts of 1941, is hereby amended by adding at the end the following paragraph: —

No compensation for damage shall be paid under this section to any owner or lessee of land if such owner or lessee has, within one year prior to the damage claim, posted said land, other than an orchard or that portion of the land immediately surrounding his house, barn or other out-buildings, to prevent the hunting of deer. *Approved August 26, 1949.*

G. L. (Ter. Ed.), 131, § 83, etc., amended.

Compensation for damage not to be paid in certain cases.

Chap.752 AN ACT AUTHORIZING THE CITY OF GARDNER TO USE FOR CERTAIN HOUSING PURPOSES LAND TAKEN OR ACQUIRED FOR PROTECTION OF ITS WATER SUPPLY.

Be it enacted, etc., as follows:

SECTION 1. The city of Gardner is hereby authorized to use for housing purposes and for the construction of roads, sewers and utilities in relation thereto a portion or portions of land taken or acquired under the provisions of law for the purpose of protecting the water supply of the city of Gardner; provided, that no land shall be used for such purposes without approval of the state department of public health nor until plans for the construction of adequate works for purification or disposal of sewage, drainage or other polluting organic matter, which may be discharged from land so used, have been submitted to and approved by said department, and provided further that said works shall be constructed and maintained in accordance with plans so approved.

SECTION 2. This act shall take effect upon its acceptance by vote of the city council of the city of Gardner, subject to the provisions of its charter, provided that such acceptance occurs during the current year.

Approved August 26, 1949.

Chap.753 AN ACT PROVIDING FOR THE CONSTRUCTION OF AN ADDITION TO THE WASHINGTON STREET TUNNEL AND RAPID TRANSIT FACILITIES BETWEEN HAYMARKET SQUARE AND SULLIVAN SQUARE, AND FOR THE REMOVAL OF A PORTION OF THE ELEVATED STRUCTURE.

Be it enacted, etc., as follows:

SECTION 1. Chapter 649 of the acts of the current year is hereby amended by inserting after section 3A the following section:— *Section 3B.* The authority shall construct and equip an addition to the existing Washington street tunnel in the city of Boston, consisting of a tunnel and elevated structure to connect with said Washington street tunnel at the northerly end of the present Union station platform near Haymarket square, thence running under Haymarket square and under Haverhill street, thence running between the Industrial Building and the North Station terminal building and thence under private lands continuing in a northerly direction under the Charles river to City square in Charlestown, thence under Main street in a northwesterly direction to a point near Baldwin street, and thence under private lands emerging by way of an incline to the surface and thence by way of an elevated structure passing over existing freight tracks of the Boston and Maine Railroad located between Rutherford avenue and Bunker Hill street and joining with the present elevated structure at Sullivan square. Said addition shall include a new underground station at the North Station under Causeway street and a station between City square and Thompson square at or near the junction of Main street and Warren street in Charlestown.

After the use by the authority of the tunnel addition constructed under this section begins, the authority shall proceed without delay to remove its elevated structure located between Haymarket square, in Boston, and near Sullivan square, Charlestown, including the structure located on the Charlestown bridge, so called, presently used by the main line elevated trains, but excluding any structural members incorporated in the drawbridge structure of said bridge which specially support or serve said main line elevated trains, and shall remove that portion of said main line elevated structure now located on Causeway street through Keaney square and on Commercial street, Boston, above its foundations, to put the surface of the public ways disturbed by such removal into as good condition as the adjacent surface of said ways, to restore to good condition sidewalks affected by such removal and to repair any damage done by such removal to any building to which said elevated structure is affixed. The cost to the authority of removing such elevated structure and of restoring public ways, sidewalks and buildings as aforesaid, less the amount received by the authority from the sale of the structure as salvage or otherwise, shall be included in the cost of the work authorized by this section.

The authority may expend for the purposes of this section not exceeding twenty-four million dollars. No construction work shall be done under this section until a plan therefor, together with estimates of cost indicating that the project can be completed at a cost not exceeding twenty-four million dollars, shall have been approved by the commission of the department of public utilities, and no construction work shall be done under this section, and no bonds shall be issued under section six for the purpose of providing funds for said construction work, earlier than ninety days prior to the completion of the tunnel addition to be constructed under section three. Any plan so approved under this section may be altered at any time by a new plan approved in like manner.

SECTION 2. This act shall take effect upon its passage.

Approved August 26, 1949.

AN ACT RELATIVE TO REIMBURSEMENT TO CITIES AND TOWNS FOR CERTAIN EXPENSES INCURRED FOR THE TRANSPORTATION OF PUPILS. Chap. 754

Be it enacted, etc., as follows:

Section 7A of chapter 71 of the General Laws, inserted by section 1 of chapter 679 of the acts of 1947, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph:— The state treasurer shall annually, on or before November twentieth, pay to the several towns from the proceeds of the tax on incomes, which shall be available thereafter subject to appropriation, the sums required as reimbursement for expenses approved by the commissioner of education, incurred by any town for the transportation of pupils once daily to and from any school within the town, or in another town, in

G. L. (Ter. Ed.), 71, § 7A, etc., amended.

Reimbursement to cities and towns for expenses incurred for transportation of school children.

excess of five dollars per annum per pupil in the net average membership of such town; provided, (a) that no transportation reimbursement shall be made on account of any pupil who resides less than one and one half miles from the school which he attends, measured by a commonly travelled route; (b) that the amount of grant, per pupil, for transportation to private schools in towns which furnish such transportation, shall not exceed the amount of grant per pupil for transportation to public schools and (c) that no contract shall be awarded except upon the basis of sealed bids, and the school committee shall, in the event that a contract is awarded to other than the lowest bidder, file with the department a written statement giving its reasons therefor, which statement shall be open to the public inspection.

Approved August 26, 1949.

Chap.755 AN ACT TO MAKE UNIFORM THE LAWS RELATING TO THE MAXIMUM PARTICIPATION PERMISSIBLE IN THE COLLECTIVE INVESTMENT OF SMALL TRUST FUNDS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 203A, § 7, etc., amended.

Investments regulated.

Section 7 of chapter 203A of the General Laws, as appearing in chapter 474 of the acts of 1941, is hereby amended by striking out, in line 7, the word "twenty-five" and inserting in place thereof the word: — fifty, — so as to read as follows: — *Section 7.* No participation in a common trust fund shall be acquired by any trustee, guardian or conservator while any investment therein is such as would then not be a proper investment for a trustee or then not be readily marketable, or such as would result in any such trustee, guardian or conservator having participations in common trust funds of a total value in excess of fifty thousand dollars as computed in accordance with the provisions of the preceding section, or as would result in an inter vivos trust created after the date of said declaration of trust having a participation in common trust funds of a total value of less than four thousand dollars.

Approved August 26, 1949.

Chap.756 AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF CERTAIN COUNTIES, FOR INTEREST AND DEBT REQUIREMENTS, FOR CERTAIN PERMANENT IMPROVEMENTS, AND GRANTING A COUNTY TAX FOR SAID COUNTIES.

Emergency preamble.

Whereas, The deferred operation of this act would result in unnecessarily extending the period during which county expenditures would be made in anticipation of appropriation, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The following sums are hereby appropriated for the counties hereinafter specified for the year nineteen

hundred and forty-nine. No direct drafts against the account known as the reserve fund shall be made, but transfers from this account to other accounts may be made to meet extraordinary or unforeseen expenditures upon the request of the county commissioners and with the approval of the director of accounts. No direct drafts against the account called "reserve for cost-of-living salary adjustments" shall be made, but transfers from this account may be made, upon the request of the county commissioners and with the approval of the director of accounts, to meet expenditures for salaries.

BARNSTABLE COUNTY.

Item	
1.	For interest on county debt \$800 00
3.	For county commissioners, salaries and expenses . 10,445 00
4.	For transportation and expenses of county and acting commissioners 1,200 00
5.	For clerk of courts, salaries and expenses 10,910 00
6.	For county treasurer, salaries and expenses 16,690 00
7.	For sheriff, salary and expenses 6,695 00
8.	For registries of deeds and probate, salaries and expenses 63,261 50
9.	For law library, salaries and expenses 1,550 00
10.	For highways, including state highways, bridges and land damages 93,300 00
12.	For criminal costs in superior court 16,955 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees 11,240 00
14.	For district courts, salaries and expenses 34,974 25
15.	For medical examiners and commitments of insane 3,187 50
16.	For jail and house of correction, maintenance and operation 103,202 00
17.	For training school 500 00
18.	For court house, maintenance and operation 15,000 00
20.	For county aid to agriculture 20,672 00
22.	For sanatorium 220,000 00
23.	For county health service 27,070 00
24.	For non-contributory pensions 960 00
25.	For contributory retirement system and supervisory expenses 2,422 59
26.	For miscellaneous and contingent expenses, including insurance 10,000 00
27.	For unpaid bills of previous years 500 00
28.	For reserve fund 10,000 00
28a.	For reserve for cost-of-living salary adjustments 25,000 00
29.	For advertising the recreational advantages of the county 15,000 00
30.	For state fire patrol 3,115 00
31.	For forest fire apparatus 7,500 00
32.	For police training school 6,850 00
33.	For police radio station 16,640 00
34.	For post-war rehabilitation fund 20,000 00
35.	For pest control 100,000 00

And the county commissioners of Barnstable county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes

\$626,907 93

BERKSHIRE COUNTY.

Item		
1.	For interest on county debt	\$1,008 47
3.	For county commissioners, salaries and expenses .	10,525 00
4.	For transportation and expenses of county and acting commissioners	800 00
5.	For clerk of courts, salaries and expenses . . .	14,272 00
6.	For county treasurer, salaries and expenses . .	12,395 00
7.	For sheriff, salary and expenses	5,100 00
8.	For registries of deeds and probate, salaries and expenses	40,820 00
9.	For law library, salaries and expenses	5,135 00
10.	For highways, including state highways, bridges and land damages	184,406 00
12.	For criminal costs in superior court	15,000 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	17,600 00
14.	For district courts, salaries and expenses . . .	78,200 00
15.	For medical examiners and commitments of insane .	7,500 00
16.	For jail and house of correction, maintenance and operation	69,110 00
17.	For training school	4,000 00
18.	For court houses and registry buildings, maintenance and operation	29,000 00
20.	For county aid to agriculture, maintenance and operation	21,800 00
21a.	For state reservation, Mt. Greylock, maintenance and operation	24,780 00
21b.	For state reservation, Mt. Everett, maintenance and operation	2,400 00
22.	For sanatorium	43,812 68
25.	For contributory retirement system and supervisory expenses	6,291 07
26.	For miscellaneous and contingent expenses, including insurance	2,988 08
27.	For unpaid bills of previous years	500 00
28.	For reserve fund	6,000 00
28a.	For reserve for cost-of-living salary adjustments .	12,036 25
29.	For advertising the recreational advantages of the county	10,000 00
30.	For forest development in co-operation with state .	1,325 00
31.	For post-war rehabilitation fund	5,000 00
32.	For dutch elm	10,000 00
33.	For dam and highway at Monterey	10,000 00
	And the county commissioners of Berkshire county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes	\$549,696 54

BRISTOL COUNTY.

1.	For interest on county debt	\$3,500 00
3.	For county commissioners, salaries and expenses .	12,000 00
4.	For transportation and expenses of county and acting commissioners	1,500 00
5.	For clerk of courts, salaries and expenses . . .	39,840 00
6.	For county treasurer, salaries and expenses . .	30,535 00
7.	For sheriff, salary and expenses	6,550 00
8.	For registries of deeds and probate, salaries and expenses	107,060 00
9.	For law libraries, salaries and expenses	12,900 00

Item		
10.	For highways, including state highways, bridges and land damages	\$134,700 00
12.	For criminal costs in superior court	82,270 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	70,100 00
14.	For district courts, salaries and expenses	163,250 00
15.	For medical examiners and commitments of insane	25,000 00
16.	For jail and house of correction, maintenance and operation	140,200 00
16a.	For repairs and improvements at the jail and house of correction, to be expended under the direction of the sheriff. Bills incurred under this item shall be paid by the county treasurer, whether or not approved by the county commissioners, any provision of law to the contrary notwithstanding	36,000 00
17.	For training school	11,000 00
18.	For court houses and registry buildings, maintenance and operation	178,440 00
20.	For agricultural school	208,829 00
24.	For non-contributory pensions	10,140 00
25.	For contributory retirement system and supervisory expenses	14,036 23
26.	For miscellaneous and contingent expenses, including insurance	14,626 86
27.	For unpaid bills of previous years	10,000 00
28.	For reserve fund	10,000 00
28a.	For reserve for cost-of-living salary adjustments	34,560 00
29.	For county forest fire patrol	6,000 00
	And the county commissioners of Bristol county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes	\$1,028,928 00

DUKES COUNTY.

1.	For interest on county debt	\$100 00
2.	For reduction of county debt	2,500 00
3.	For county commissioners, salaries and expenses	2,500 00
4.	For transportation and expenses of county and acting commissioners	350 00
5.	For clerk of courts, salaries and expenses	3,700 00
6.	For county treasurer, salaries and expenses	2,220 00
7.	For sheriff, salary and expenses	1,650 00
8.	For registries of deeds and probate, salaries and expenses	7,650 00
9.	For law library, salaries and expenses	400 00
10.	For highways, including state highways, bridges and land damages	16,000 00
12.	For criminal costs in superior court	2,150 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	1,150 00
14.	For district court, salaries and expenses	7,500 00
15.	For medical examiners and commitments of insane	800 00
16.	For jail and house of correction, maintenance and operation	5,000 00
18.	For court house, maintenance and operation	5,000 00
20.	For county aid to agriculture	5,000 00
21a.	For Gay Head reservation, maintenance and operation	800 00
21b.	For Indian burial ground	350 00

Item		
25.	For contributory retirement system and supervisory expenses	\$1,925 02
26.	For miscellaneous and contingent expenses, including insurance	1,500 00
27.	For unpaid bills of previous years	1,500 00
28.	For reserve fund	1,500 00
28a.	For reserve for cost-of-living salary adjustments	2,000 00
29.	For advertising the recreational advantages of the county	10,000 00
30.	For county rodent control	3,500 00
31.	For county airport, maintenance and operation	32,671 35
	And the county commissioners of the county of Dukes county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes	\$90,699 77

ESSEX COUNTY.

1.	For interest on county debt	\$8,000 00
2.	For reduction of county debt	95,000 00
3.	For county commissioners, salaries and expenses	21,950 00
4.	For transportation and expenses of county and acting commissioners	1,200 00
5.	For clerk of courts, salaries and expenses	62,480 00
6.	For county treasurer, salaries and expenses	34,675 00
7.	For sheriff, salary and expenses	6,700 00
8.	For registries of deeds and probate, salaries and expenses	214,200 00
9.	For law libraries, salaries and expenses	14,400 00
10.	For highways, including state highways, bridges and land damages	304,100 00
12.	For criminal costs in superior court	84,500 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	105,000 00
14.	For district courts and trial justices, salaries and expenses	300,450 00
15.	For medical examiners and commitments of insane	26,500 00
16.	For jails and houses of correction, maintenance and operation	166,000 00
17.	For training school, maintenance and operation	124,400 00
18.	For court houses and registry buildings, maintenance and operation	130,900 00
19.	For construction of county buildings and/or purchase of land	30,000 00
20.	For agricultural school, maintenance and operation	352,822 00
24.	For non-contributory pensions	11,400 00
25.	For contributory retirement system and supervisory expenses	33,663 38
26.	For miscellaneous and contingent expenses, including insurance	16,050 00
27.	For unpaid bills of previous years	3,000 00
28.	For reserve fund	15,000 00
28a.	For reserve for cost-of-living salary adjustments	71,910 00
29.	For forest development	1,325 00
30.	For fire patrol	6,000 00
	And the county commissioners of Essex county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes	\$1,768 298 38

FRANKLIN COUNTY.

Item		
1.	For interest on county debt	\$2,709 00
2.	For reduction of county debt	15,000 00
3.	For county commissioners, salaries and expenses .	6,850 00
4.	For transportation and expenses of county and acting commissioners	400 00
5.	For clerk of courts, salaries and expenses	9,000 00
6.	For county treasurer, salaries and expenses	8,870 00
7.	For sheriff, salary and expenses	3,500 00
8.	For registries of deeds and probate, salaries and expenses	19,000 00
9.	For law library, salaries and expenses	4,500 00
10.	For highways, including state highways, bridges and land damages	70,750 00
11.	For examination of dams	400 00
12.	For criminal costs in superior court	6,000 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	11,000 00
14.	For district courts, salaries and expenses	25,500 00
15.	For medical examiners and commitments of insane	2,500 00
16.	For jail and house of correction, maintenance and operation	39,000 00
17.	For training school	200 00
18.	For court house, maintenance and operation	20,000 00
20.	For county aid to agriculture, maintenance and operation	19,485 00
21.	For state reservation, Mt. Sugar Loaf, maintenance and operation	3,500 00
22.	For sanatorium	36,032 34
23.	For Greenfield health camp	2,000 00
24.	For non-contributory pensions	1,000 00
25.	For contributory retirement system and supervisory expenses	2,961 86
26.	For miscellaneous and contingent expenses, including insurance	2,000 00
27.	For unpaid bills of previous years	500 00
28.	For reserve fund	5,000 00
28a.	For reserve for cost-of-living salary adjustments .	6,107 60
29.	For advertising the recreational advantages of the county	3,333 00
And the county commissioners of Franklin county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes		\$266,867 41

HAMPDEN COUNTY.

1.	For interest on county debt	\$4,500 00
2.	For reduction of county debt	19,000 00
3.	For county commissioners, salaries and expenses .	17,800 00
4.	For transportation and expenses of county and acting commissioners	800 00
5.	For clerk of courts, salaries and expenses	38,000 00
6.	For county treasurer, salaries and expenses	18,245 00
7.	For sheriff, salary and expenses	7,000 00
8.	For registries of deeds and probate, salaries and expenses	96,800 00
9.	For law library, salaries and expenses	13,500 00
10.	For highways, including state highways, bridges and land damages	195,500 00
11.	For examination of dams	3,300 00
12.	For criminal costs in superior court	49,900 00

Item		
13.	For civil expenses in supreme judicial, superior, probate and land courts including auditors, masters and referees	\$77,000 00
14.	For district courts and trial justice, salaries and expenses	240,000 00
15.	For medical examiners and commitments of insane	18,000 00
16.	For jail and house of correction, maintenance and operation	147,000 00
17.	For training school, maintenance and operation	55,000 00
18.	For court houses and registry buildings, maintenance and operation	87,000 00
19.	For construction of county buildings and/or purchase of land	8,500 00
20.	For county aid to agriculture	63,000 00
21.	For state reservation, Mount Tom, maintenance and operation	18,053 98
23.	For preventorium	3,000 00
24.	For non-contributory pensions	18,000 00
25.	For contributory retirement system and supervisory expenses	15,624 01
26.	For miscellaneous and contingent expenses, including insurance	7,977 40
27.	For unpaid bills of previous years	1,500 00
28.	For reserve fund	15,000 00
28a.	For reserve for cost-of-living salary adjustments	44,660 00
29.	For advertising the recreational advantages of the county	3,500 00
And the county commissioners of Hampden county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes		\$1,102,368 00

HAMPSHIRE COUNTY.

1.	For interest on county debt	\$1,500 00
3.	For county commissioners, salaries and expenses	8,000 00
4.	For transportation and expenses of county and acting commissioners	500 00
5.	For clerk of courts, salaries and expenses	15,430 00
6.	For county treasurer, salaries and expenses	12,440 00
7.	For sheriff, salary and expenses	3,850 00
8.	For registries of deeds and probate, salaries and expenses	34,380 00
9.	For law library, salaries and expenses	3,500 00
10.	For highways, including state highways, bridges and land damages	94,000 00
11.	For examination of dams	200 00
12.	For criminal costs in superior court	19,100 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	15,200 00
14.	For district courts, salaries and expenses	40,000 00
15.	For medical examiners and commitments of insane	9,000 00
16.	For jail and house of correction, maintenance and operation	63,000 00
18.	For court house and registry building, maintenance and operation	21,250 00
20.	For county aid to agriculture	23,000 00
21.	For state reservations, maintenance and operation	3,350 00
22.	For sanatorium	80,207 67
23.	For preventorium	2,000 00

Item	
23a.	For isolation hospital \$5,000 00
24.	For non-contributory pensions 5,377 51
25.	For contributory retirement system and super- visory expenses 3,350 15
26.	For miscellaneous and contingent expenses, in- cluding insurance 1,495 48
27.	For unpaid bills of previous years 200 00
28.	For reserve fund 7,500 00
28a.	For reserve for cost-of-living salary adjustments 11,331 00
29.	For advertising the recreational advantages of the county 3,500 00
30.	For forest development in co-operation with state And the county commissioners of Hampshire county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes \$385,539 94

MIDDLESEX COUNTY.

1.	For interest on county debt \$5,810 00
2.	For reduction of county debt 26,910 00
3.	For county commissioners, salaries and expenses 27,400 00
4.	For transportation and expenses of county and acting commissioners 1,100 00
5.	For clerk of courts, salaries and expenses 97,000 00
6.	For county treasurer, salaries and expenses 40,700 00
7.	For sheriff, salary and expenses 8,900 00
8.	For registries of deeds and probate, salaries and expenses 459,635 00
8a.	For classified and consolidated indices, southern registry of deeds 100,000 00
9.	For law libraries, salaries and expenses 23,580 00
10.	For highways, including state highways, bridges and land damages 535,930 00
12.	For criminal costs in superior court 231,000 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees 210,500 00
14.	For district courts and trial justices, salaries and expenses 575,890 00
15.	For medical examiners and commitments of insane 62,000 00
16.	For jail and houses of correction, maintenance and operation 553,177 00
17.	For training school, maintenance and operation 166,600 00
18.	For court houses and registry buildings, mainte- nance and operation 309,830 00
19.	For construction of county buildings and/or pur- chase of land 19,800 00
20.	For county aid to agriculture, maintenance and operation 66,640 00
21.	For state reservation, Walden Pond, maintenance and operation 55,850 00
21a.	For Walden Pond reservation, Chapter 17, Acts of 1949 25,000 00
24.	For non-contributory pensions 50,000 00
25.	For contributory retirement systems and super- visory expenses 51,191 10
26.	For miscellaneous and contingent expenses, in- cluding insurance 12,127 18
27.	For unpaid bills of previous years 6,700 00
28.	For reserve fund 25,000 00

Item		
28a.	For reserve for cost-of-living salary adjustments .	\$114,840 00
	And the county commissioners of Middlesex county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes . . .	\$3,168,399 72

NORFOLK COUNTY.

1.	For interest on county debt	\$3,500 00
2.	For reduction of county debt	10,000 00
3.	For county commissioners, salaries and expenses .	15,200 00
4.	For transportation and expenses of county and acting commissioners	750 00
5.	For clerk of courts, salaries and expenses . . .	29,500 00
6.	For county treasurer, salaries and expenses . .	21,000 00
7.	For sheriff, salary and expenses	6,200 00
8.	For registries of deeds and probate, salaries and expenses	177,700 00
9.	For law library, salaries and expenses	9,000 00
10.	For highways, including state highways, bridges and land damages	150,000 00
12.	For criminal costs in superior court	66,000 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	69,000 00
14.	For district courts, salaries and expenses . . .	218,850 00
15.	For medical examiners and commitments of insane .	24,000 00
16.	For jail and house of correction, maintenance and operation	127,500 00
17.	For training school	17,000 00
18.	For court houses and registry buildings, maintenance and operation	124,500 00
20.	For agricultural school, maintenance and operation .	185,860 00
24.	For non-contributory pensions	16,000 00
25.	For contributory retirement systems and supervisory expenses	14,000 00
26.	For miscellaneous and contingent expenses, including insurance	5,000 00
27.	For unpaid bills of previous years	2,500 00
28.	For reserve fund	15,000 00
28a.	For reserve for cost-of-living salary adjustments .	45,000 00
34.	For post-war rehabilitation fund	35,000 00
	And the county commissioners of Norfolk county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes	\$1,031,967 18

PLYMOUTH COUNTY.

1.	For interest on county debt	\$2,000 00
2.	For reduction of county debt	18,000 00
3.	For county commissioners, salaries and expenses .	16,570 00
4.	For transportation and expenses of county and acting commissioners	1,200 00
5.	For clerk of courts, salaries and expenses . . .	24,536 00
6.	For county treasurer, salaries and expenses . .	15,778 00
7.	For sheriff, salary and expenses	6,220 00
8.	For registries of deeds and probate, salaries and expenses	76,891 00

Item		
9.	For law libraries, salaries and expenses	\$5,392 00
10.	For highways, including state highways, bridges and land damages	181,000 00
11.	For examination of dams	1,000 00
12.	For criminal costs in superior court	52,698 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	52,370 00
14.	For district courts, salaries and expenses	121,152 00
15.	For medical examiners and commitments of insane	11,150 00
16.	For jail and house of correction, maintenance and operation	163,275 00
17.	For training school	800 00
18.	For court houses and registry buildings, maintenance and operation	55,058 00
19.	For construction of county buildings and/or purchase of land	15,000 00
20.	For county aid to agriculture, maintenance and operation	33,885 00
24.	For non-contributory pensions	3,199 00
25.	For contributory retirement system and supervisory expenses	7,293 85
26.	For miscellaneous and contingent expenses, including insurance	1,904 00
27.	For unpaid bills of previous years	1,000 00
28.	For reserve fund	10,000 00
28a.	For reserve for cost-of-living salary adjustments	19,000 00
	And the county commissioners of Plymouth county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources, for the above purposes	\$708,849 92

WORCESTER COUNTY.

1.	For interest on county debt	\$6,000 00
3.	For county commissioners, salaries and expenses	21,260 00
4.	For transportation and expenses of county and acting commissioners	3,000 00
5.	For clerk of courts, salaries and expenses	57,040 00
6.	For county treasurer, salaries and expenses	24,550 00
7.	For sheriff, salary and expenses	6,800 00
8.	For registries of deeds and probate, salaries and expenses	182,560 00
9.	For law libraries, salaries and expenses	21,915 00
10.	For highways, including state highways, bridges and land damages	362,870 00
12.	For criminal costs in superior court	82,000 00
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	116,900 00
14.	For district courts and trial justices, salaries and expenses	292,050 00
15.	For medical examiners and commitments of insane	38,000 00
16.	For jail and house of correction, maintenance and operation	202,000 00
17.	For training school, maintenance and operation	64,800 00
18.	For court houses and registry buildings, maintenance and operation	108,980 00
20.	For county aid to agriculture	56,280 00
21a.	For state reservation, Mt. Wachusett, maintenance and operation	21,500 00

Item	
21b.	For state reservation, Purgatory Chasm, maintenance and operation \$7,700 00
23.	For preventorium 2,000 00
24.	For non-contributory pensions 26,100 38
25.	For contributory retirement systems and supervisory expenses 19,960 00
26.	For miscellaneous and contingent expenses, including insurance 27,296 42
27.	For unpaid bills of previous years 5,000 00
28.	For reserve fund 10,000 00
28a.	For reserve for cost-of-living salary adjustments . 50,000 00
	And the county commissioners of Worcester county are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the following sum to be expended, together with the cash balance on hand and the receipts from other sources for the above purposes . . . \$1,492,502 80

SECTION 2. No expense incurred for mid-day meals by county employees, other than those who receive as part of their compensation a non-cash allowance in the form of full or complete boarding and housing, and those employees who are stationed beyond commuting distance from their homes for a period of more than twenty-four hours, shall be allowed by any county; provided, that officers or employees who have charge of juries or who have the care and custody of prisoners, insane persons or other persons placed in their charge by a court or under legal proceedings for transfer to or from court to an institution or from institution to institution and persons certified by a district attorney as engaged in investigation shall be reimbursed for the expense of mid-day meals when necessarily engaged on such duty; and provided, further, that officers and employees in attendance at meetings and conferences called by or for any group or class on a state-wide basis shall be so reimbursed.

SECTION 3. The allowance to county employees for expenses incurred by them in the operation of motor vehicles owned by them or by any member of their immediate families and used in the performance of their official duties shall not exceed six cents a mile except in cases where a higher allowance is specifically provided by statute; provided, that in the case of commitments of the insane the justice of the court ordering the commitment may order a higher rate.

Approved August 27, 1949.

Chap.757 AN ACT RELATIVE TO THE CIVIL SERVICE STATUS OF ARTHUR J. DRISCOLL, AN EMPLOYEE IN THE BUILDING DEPARTMENT OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Arthur J. Driscoll who has been in the employ of the building department of the city of Boston as an inspector for over two and one half years under temporary appointment, with the approval of the civil service com-

mission, shall be made a permanent employee in said department and his tenure of office shall be unlimited, subject to the civil service rules, but he shall be subjected by the division of civil service to a qualifying examination, and upon passing said examination shall be certified for his office and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

SECTION 2. This act shall take effect upon its passage.

Approved August 27, 1949.

AN ACT FURTHER REGULATING THE TRAPPING OF CERTAIN ANIMALS AND PROVIDING FOR THE REGISTRATION OF TRAPS USED THEREFOR.

Chap. 758

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make effective immediately provisions of law relating to trapping of certain animals and providing for the registration of traps used therefor, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. Chapter 131 of the General Laws is hereby amended by striking out section 68, as most recently amended by section 3 of chapter 615 of the acts of 1948, and inserting in place thereof the following section:— *Section 68.* Except as otherwise provided in this chapter, no person shall hunt or trap, or have in possession the living or dead bodies of, minks, otters, muskrats, opossums or raccoons; provided, that such mammals, other than opossums or raccoons, may be taken by hunting or trapping between November fifteenth and the following March first, both dates inclusive, and that opossums or raccoons may be taken with the aid or by the use of dogs or guns between October tenth and the following January first, both dates inclusive, and by trapping between November fifteenth and the following January first, both dates inclusive. No person shall remove or attempt to remove a raccoon from any hole in the ground, stone wall, from within any ledge, or from under any stone or from any hole in any log or tree. Not more than two raccoons shall be taken during any period from sunset of one day to sunset of the following day by any one person, or three raccoons by two or more persons hunting in one party, and not more than ten raccoons shall be taken by any person in any open season. Any raccoons taken in traps in excess of the daily or season limit, shall immediately be released or turned over to the district conservation officer for disposal by the director for the best interests of the commonwealth. No person, except as provided in sections fourteen and ninety-three, shall hunt or possess a beaver at any time, except that the director may declare an open season on beaver in any and all counties and may make rules and regulations governing the taking of same.

G. L. (Ter.
Ed.), 131,
§ 68, etc.,
amended.

Hunting, etc.,
of mink and
other mam-
mals,
regulated.

Notwithstanding any provision of general or special law, and except as otherwise provided in this chapter, it shall be unlawful for any person:—

(a) To have in his possession the green pelt of any fur-bearing mammal, or any part of such pelt, except during the open season for such mammal and for ten days thereafter.

(b) To trap between March second and the following November fifteenth, both dates inclusive.

(c) To possess or have under his control a trap on the land of another where fur-bearing mammals might be found, between March second and six o'clock ante meridian on the following November fifteenth, both dates inclusive.

(d) At any time to possess or have under control an unregistered trap on the land of another where fur-bearing mammals might be found.

(e) To possess or have under his control, unless duly authorized as provided in clause (n), the registered trap of another.

(f) To trap on the improved or enclosed land of another or on land posted as provided in section one hundred, without the written consent of the owner or occupant of such land.

(g) To trap in a public way, cart road or path commonly used as a passageway for human beings or domestic animals.

(h) To trap within ten feet of a muskrat house, or beaver house.

(i) To tear open, disturb or destroy a muskrat house, beaver house, or beaver dam.

(j) To trap with a steel or jaw trap, or a dead fall trap with a spread of more than six inches, or a "stop-thief" trap, or a dead fall trap with an opening of more than six inches, or a choke trap, or a trap with teeth on one or both jaws, or a trap with two sets of jaws either set of which has a spread of more than six inches, or a combination of one set of jaws of one size and another set of jaws of another size, one jaw of which is stationary and one free moving, or one or all jaws free moving, with a spread of more than six inches, or a trap capable of taking more than one mammal at a time. For the purpose of this clause a trap shall be measured across the open jaws to determine the spread. Nothing in this clause shall be deemed to prohibit the use of a stop-loss trap, so called, having one movable arm attached, the purpose of which being to prevent an animal caught therein from gnawing his foot or leg. For the purpose of this clause in determining the jaw spread of a trap, it shall be measured midway across the open jaws at right angles to the hinges from the extreme outside edges.

(k) To trap before six o'clock, ante meridian, on the opening day of the season, to wit, November fifteenth.

(l) To fail to visit at least once in each calendar day, between the hours of four o'clock ante meridian and six o'clock post meridian all traps by him staked out, set, used, tended, placed or maintained.

(m) To destroy, mutilate or spring the trap of another.

(n) To take any fur-bearing mammal or predator from the trap of another, unless he has upon his person a specific written authorization to do so, signed by the owner of such trap. The owner of traps may give such authorization to any person licensed to trap under this chapter, for a period not to exceed one week from the day he himself last tended his traps; provided, that notice of the giving of such authorization, including the name and trapping license number of the person so authorized, shall be given to the district conservation officer and to the director within twenty-four hours after the same has been given.

(o) To set, use, place, locate, tend or maintain a trap not bearing the name of the person or persons using the same in such a manner that it shall be legible at all times.

Any trap set in violation of law shall be forfeited to the commonwealth by any officer empowered to enforce this chapter and shall be disposed of by the director in the best interests of the commonwealth.

Whoever violates any provision of this section shall be punished by a fine of not less than twenty-five nor more than three hundred dollars in addition to any other penalty or forfeiture provided for in this chapter. Any registration certificate held by any person convicted of, found guilty of or penalized in any manner for a second or later violation of this section shall be declared void by the director and no registration certificate shall be renewed or a transfer of registration number approved for a period of from two to five years as the director shall determine.

SECTION 2. Said chapter 131 is hereby further amended by striking out section 68A, inserted by section 4 of said chapter 615, and inserting in place thereof the following:—

Section 68A. For the purpose of providing for the registration and identification of traps, the division shall provide application forms, renewal forms, registration certificates and other forms and records necessary for the registration of traps as hereinafter provided. The division shall require the applicant for registration or renewal to supply necessary information and shall charge a fee of one dollar for the original certificate and twenty-five cents for each yearly renewal, which shall cover and apply to all traps then and thereafter owned by the applicant. The registration number of any certificate issued by the division may be any combination of letters and figures, and said number shall be permanently imbedded or cut into the metal of the traps with letters and figures not less than one eighth of an inch high in such a manner that it shall be legible at all times.

Upon the sale of any registered trap, the owner and purchaser shall send a joint notice of such transfer to the division, and thereupon the seller's registered number, as appearing upon each trap so transferred, shall have the letter "T" added to it to indicate that said transfer has been so registered with the division, and in addition the buyer's

G. L. (Ter. Ed.), 131, § 68A, etc., amended.

Registration and identification of traps.

registered number shall forthwith be stamped upon each such trap.

Upon the request of two or more persons, stating that they have entered into a partnership and are willing that all members of the partnership shall trap with the registered traps of any partner, each member of the partnership shall be furnished by the division with a special certification, written upon his registration certificate, that he is authorized to use traps belonging to the other members thereof, and it shall be unnecessary for any trap used by such partnership to bear any registration number other than that of its owner.

A registration certificate issued to an applicant hereunder shall be valid throughout the calendar year, unless sooner revoked for cause, as provided in this chapter, and provided, that if the holder of any registration number fails to renew his registration for two consecutive years, his number may then be assigned to another applicant.

The division shall, from time to time, furnish to all district conservation officers a list of all holders of registration certificates issued hereunder, including the registration number assigned to each such holder.

G. L. (Ter.
Ed.), 131,
§§ 72 and 76,
etc., repealed.

SECTION 3. Sections 72 and 76 of said chapter 131, as appearing in section 2 of chapter 599 of the acts of 1941, are hereby repealed.

Approved August 27, 1949.

Chap. 759 AN ACT PROVIDING FOR THE REINSTATEMENT OF HOWARD B. CARROLL AS A MEMBER OF THE TEACHERS' RETIREMENT SYSTEM.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make the reinstatement effective without delay, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Any provision of chapter thirty-two of the General Laws to the contrary notwithstanding, the teachers' retirement board is hereby authorized and directed to cancel the application for retirement and the retirement of Howard B. Carroll of Taunton and to reinstate him in the teachers' retirement system. Said Carroll shall forthwith return any checks which have been issued in connection with said retirement.

SECTION 2. Upon such reinstatement, he shall be eligible to employment as a teacher in the schools of the commonwealth; provided, that nothing in this act shall entitle said Carroll to his former position or to any compensation in connection therewith after July first in the current year.

Approved August 27, 1949.

AN ACT TO RELATE THE HOUSING AUTHORITY LAW TO *Chap.760*
FEDERAL LEGISLATION.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to enable local housing authorities to avail themselves of federal financial assistance in order to alleviate the housing shortage, clear substandard areas, and undertake the redevelopment of decadent areas, therefore, this act is declared to be an emergency law, necessary for the immediate preservation of the public health and convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 26J of chapter 121 of the General Laws is hereby amended by striking out the paragraphs defining "Servicemen" and "Veterans" and inserting in place thereof the following paragraphs:—

G. L. (Ter.
Ed.), 121,
§ 26J,
amended.

"*Serviceman*", a person in the active military or naval service of the United States who has served therein on or after September sixteenth, nineteen hundred and forty, and prior to July twenty-sixth, nineteen hundred and forty-seven, or at any time on or after April sixth, nineteen hundred and seventeen, and prior to November eleventh, nineteen hundred and eighteen.

"*Serviceman*",
defined.

"*Veteran*", a person who has served in the active military or naval service of the United States at any time on or after September sixteenth, nineteenth hundred and forty, and prior to July twenty-sixth, nineteen hundred and forty-seven, or at any time on or after April sixth, nineteen hundred and seventeen, and prior to November eleventh, nineteen hundred and eighteen, and who was discharged or released therefrom under conditions other than dishonorable. The term shall also include the widow, mother or other dependent of a person who so served and who died while in such service, and the wife, mother or other dependent of a person who is so serving.

"*Veteran*".
defined.

SECTION 2. Section 26FF of said chapter 121 is hereby amended by striking out clause (c) and inserting in place thereof the following:—

G. L. (Ter.
Ed.), 121,
§ 26FF,
amended.

(c) It shall not accept as a tenant any person or persons whose net annual income at the time of admission, less an exemption of one hundred dollars for each minor member of the family other than the head of the family and his spouse, exceeds five times the annual rental (including the value or cost to them of water, electricity, gas, other heating and cooking fuels, and other utilities) of the dwellings to be furnished such person or persons. For the sole purpose of determining eligibility for continued occupancy, it may allow, from the net income of any family, an exemption for each minor member of the family (other than the head of the family and his spouse) of either (1) one hundred dollars, or (2) all or any part of the annual income of such minor. For the purposes of this subsection, a minor shall mean a person less than twenty-one years of age.

Certain
persons not
to be ac-
cepted as
tenants.

G. L. (Ter.
Ed.), 121,
§ 26FF,
further
amended.

Order of
preference in
selection of
tenants.

SECTION 3. Section 26FF of said chapter 121 is hereby further amended by striking out clause (f) and inserting in place thereof the following:—

(f) As between applicants equally in need and eligible for occupancy of the dwelling and at the rent involved, preference shall be given in the selection of tenants in the following order:— (1) to families which are to be displaced by any low-rent housing project or by a public slum-clearance or redevelopment project initiated after January first, nineteen hundred and forty-seven, or which were so displaced within three years prior to making application to such public housing agency for admission to any low-rent housing; and as among such families first preference shall be given to families of disabled veterans whose disability has been determined by the veterans' administration to be service-connected, and second preference shall be given to families of deceased veterans and servicemen whose death has been determined by the veterans' administration to be service-connected, and third preference shall be given to families of other veterans and servicemen; and (2) to families of other veterans and servicemen, and as among such families first preference shall be given to families of disabled veterans whose disability has been determined by the veterans' administration to be service-connected, and second preference shall be given to families of deceased veterans and servicemen whose death has been determined by the veterans' administration to be service-connected.

G. L. (Ter.
Ed.), 121,
§ 26GG,
amended.

Elimination
of sub-
standard
dwellings.

SECTION 4. Said chapter 121 is hereby further amended by striking out section 26GG and inserting in place thereof the following section:— *Section 26GG. Equivalent Elimination of Substandard Dwellings.*— No project for low-rent housing involving the construction of new dwellings shall be undertaken by a housing authority unless, subsequent to the initiation of the project and within five years after the completion thereof, there has been or will be elimination by demolition, condemnation, effective closing, or compulsory repair or improvement of unsafe or unsanitary dwelling units situated in the locality or metropolitan area substantially equal in numbers to the number of newly constructed dwelling units provided by such project; provided, that where more than one family is living in an unsafe or unsanitary dwelling unit, the elimination of such unit shall count as the elimination of units equal to the number of families accommodated therein; and provided, further, that such elimination may, in the discretion of the board, be deferred in any locality or metropolitan area where there is an acute shortage of decent, safe or sanitary housing available to families of low income; and provided, further, that this requirement shall not apply in the case of any low-rent housing project located in a rural non-farm area, or to any low-rent housing project developed on the site of a substandard area, or to any project undertaken under the provisions of section twenty-six NN.

Approved August 27, 1949.

AN ACT MAKING FURTHER PROVISION FOR THE ERADICATION OF THE DUTCH ELM DISEASE. *Chap. 761*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide for the eradication of the Dutch elm disease, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 1A of chapter 132 of the General Laws, inserted by section 3 of chapter 660 of the acts of 1948, is hereby amended by striking out, in line 3, the word "insect".

G. L. (Ter. Ed.), 132, § 1A, etc., amended.

SECTION 2. Section 4 of said chapter 132, as amended by section 4 of said chapter 660, is hereby further amended by striking out, in line 5, the words "insect pests" and inserting in place thereof the words: — pests declared in section eleven to be public nuisances, — so as to read as follows: — *Section 4.* The commissioner shall make annual reports of the acts of the forester and of the acts of the chief superintendent, which latter report shall include a statement of all sums expended from the funds of the commonwealth for the suppression of pests declared in section eleven to be public nuisances in the several cities and towns. The report relative to the acts of the forester shall include the account of all money invested in each state forest and of the annual income and expense thereof, and the report of the state fire warden required by section twenty-eight of chapter forty-eight.

G. L. (Ter. Ed.), 132, § 4, etc., amended.

Reports.

SECTION 3. Said chapter 132 is hereby amended by striking out section 8 and inserting in place thereof the following section: — *Section 8.* The chief superintendent, and the clerks, agents and other employees employed by him may, while engaged in and for the purpose of carrying out any provision of this chapter, enter upon any land; and any local moth superintendent, in this chapter called a local superintendent, appointed as provided in section thirteen, or any agent or employee of any such local superintendent, may enter upon any land within his town for the purpose of determining if such land is infested with any pests declared by section eleven to be public nuisances, or to what extent such land is so infested. Said chief superintendent, his employees, or any local superintendent may cause to be placed on every tree on public or private land a sign stating that such tree is so infested.

G. L. (Ter. Ed.), 132, § 8, amended.

Agents destroying gypsy moths may enter on land.

SECTION 4. Section 11 of chapter 132 of the General Laws, as most recently amended by section 6 of said chapter 660, is hereby further amended by inserting after the word "foliage", in line 7, the following: — the Dutch elm disease and the beetles which spread said disease, — and by striking out, in line 8, the word "insect" so that the first

G. L. (Ter. Ed.), 132, § 11, etc., amended.

Gypsy and
brown tail
moths, etc.,
declared
public
nuisances.

sentence will read as follows:—The chief superintendent may, subject to the approval of the commissioner, make rules and regulations governing all operations by cities and towns or persons for the purpose of suppressing the gypsy and brown tail moths, their larvae, pupae, nests, eggs and caterpillars, and tent caterpillars, cankerworms, oriental hag moths and elm leaf beetles, which destroy forest and shade tree foliage, the Dutch elm disease and the beetles which spread said disease, all of which pests are hereby declared to be public nuisances.

G. L. (Ter.
Ed.), 132,
§ 12A, etc.,
amended.

Suppression
of moths on
land of the
commonwealth.

SECTION 5. Said chapter 132 is hereby further amended by striking out section 12A, as amended by section 8 of said chapter 660, and inserting in place thereof the following section:—*Section 12A.* All persons in charge of land under the control of the commonwealth, including in such term the metropolitan district commission, may at the expense of the commonwealth or district destroy the eggs, caterpillars, pupae and nests of the gypsy and brown tail moths and tent caterpillars and take measures to suppress the Dutch elm disease and the beetles which spread said disease on land within their charge and use such other lawful means of suppressing said moths and tent caterpillars and said disease as the chief superintendent may require. All such work shall be performed with the advice of the chief superintendent.

G. L. (Ter.
Ed.), 132,
§ 13, etc.,
amended.

Local moth
superintend-
ent.

SECTION 6. Section 13 of said chapter 132, as most recently amended by section 9 of said chapter 660, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentences:—Said local superintendents shall, under the advice and general direction of the chief superintendent, destroy the eggs, caterpillars, larvae, pupae and nests of said public nuisances within his jurisdiction, including wood infected by said Dutch elm disease except in parks and other property under the control of the commonwealth, and, unless herein provided, in private property. They may appoint assistants for whom municipal appropriations are made, and may designate forest wardens to assist them.

G. L. (Ter.
Ed.), 132,
§ 14, etc.,
amended.

Reimburse-
ment of
cities and
towns.

SECTION 7. Section 14 of said chapter 132, as most recently amended by section 10 of said chapter 660, is hereby further amended by striking out the third paragraph and inserting in place thereof the following paragraph:—

When any city or town has expended in any one calendar year a sum equal to one fiftieth of one per cent of its valuation for equipment, insecticides and labor for the pruning or spraying of elms affected by the Dutch elm disease, or for the elimination of cut elm wood in town dumps, wood-piles and other locations, which would serve as a breeding place for elm bark beetles, the carriers of the disease, the commonwealth shall reimburse the city or town for one half the amount expended beyond the sum above mentioned, but the amount of such reimbursement shall not exceed three hundred dollars in any one year.

SECTION 8. Said section 14 of said chapter 132, as so amended, is hereby further amended by striking out the sixth paragraph and inserting in place thereof the following:—

G. L. (Ter. Ed.), 132, § 14, etc., further amended.

No city or town shall be entitled to any assistance from the commonwealth under this section until it has filed with the chief superintendent, for submission to the comptroller, itemized accounts and vouchers showing the amounts expended by it for the purpose of suppressing said public nuisances, including the Dutch elm disease, and elm bark beetles, or either of them, nor unless and until such vouchers and accounts have been approved monthly by the chief superintendent and the comptroller, nor unless such expenditures shall have been duly authorized and approved by the chief superintendent and the performance of said work meets with his approval. Said vouchers must be submitted to the chief superintendent previous to the tenth of each month.

Itemized accounts and vouchers.

SECTION 9. Section 25 of said chapter 132, as most recently amended by section 19 of said chapter 660, is hereby further amended by striking out, in line 4, the word "other" and by striking out, in line 5, the word "insects" and inserting in place thereof the word:— pests,— so as to read as follows:— *Section 25.* The local superintendent having charge of the suppression of the public nuisances referred to in section eleven in each city and town shall have like jurisdiction over the suppression of all foliage-destroying pests within the limits of his city or town. In the absence or disability of such local superintendent, the mayor or selectmen may temporarily deputize the tree warden to perform such duties.

G. L. (Ter. Ed.), 132, § 25, etc., amended.

Local jurisdiction over all other foliage-destroying insects.

SECTION 10. Said chapter 132 is hereby further amended by inserting after section 26, as amended, the following four sections:— *Section 26A.* If the chief superintendent or his delegated assistants in the exercise of their duty finds on public or private property trees or parts thereof of the genus *Ulmus* (elm) infested with or likely to become infested with, the causal fungus of the Dutch elm disease, so called, or infested with, or likely to become infested with, pests known or suspected to be carriers of said disease, he may destroy, or cause to be destroyed such trees or parts thereof. Complete removal of trees shall be required by the chief superintendent only upon proof by laboratory test that the infection of said tree is beyond further economical effort to save it. He may employ for this purpose all necessary assistants and such superintendents and assistants may enter upon private property in the performance of their duties if such entry is necessary for this purpose.

G. L. (Ter. Ed.), 132, new §§ 26A–26D, added. Agents may enter land and destroy trees infested with Dutch elm disease.

Section 26B. In case of objection to the proposed action of the chief superintendent or his delegated assistants in executing any provision of section twenty-six A, an appeal in writing may be taken within ten days to the commis-

Appeal in cases of objections.

sioner, and the appeal shall operate as a stay of proceedings until it has been heard and decided by the commissioner, whose decision shall be final.

Hearing on
appeal, deci-
sion, etc.

Section 26C. When the commissioner has heard an appeal and has rendered a decision that the action of the chief superintendent or his delegated assistants from which the appeal was taken is sustained, the chief superintendent or his delegated assistants shall notify in writing the owner, occupant or person in charge of the trees concerned, of the decision, and shall direct him to destroy said trees or parts thereof within a given time. If the person so notified refuses or neglects so to destroy such trees or parts thereof within the time prescribed, the chief superintendent or his delegated assistants may cause such trees or parts thereof to be destroyed. Upon the completion of such work, if done within five hundred feet of public land, the chief superintendent or his delegated assistants shall certify in writing to the owner or person in charge of the trees one fourth the amount of the cost of destroying such trees or parts thereof, and if this be not paid to the commissioner within ninety days thereafter, the same may be recovered by suit, together with the cost of the suit. Of the remainder of said cost, one half shall be paid by the city or town and one fourth shall be paid by the commonwealth. If it is found by the commissioner that such owner is unable, by reason of his financial condition, to pay his share of said cost, it shall be paid one half by the commonwealth and one half by the city or town.

County may
appropriate
money to aid
in suppression.

Section 26D. The county commissioners of any county, subject to appropriation therefor, may grant to any city or town sums of money to aid in the suppression of the pests declared to be public nuisances in section eleven, provided that no such payments shall be made unless the chief superintendent certifies that the work has been done under his direction.

G. L. (Ter.
Ed.), 40, § 5,
etc., amended.

SECTION 11. Clause (23) of section 5 of chapter 40 of the General Laws, as amended by section 24 of chapter 660 of the acts of 1948, is hereby further amended by striking out the word "insect", — so as to read as follows:—

Appropriation.

(23) For suppressing pests under chapter one hundred and thirty-two.

G. L. (Ter.
Ed.), 87, § 5,
etc., amended.

SECTION 12. Section 5 of chapter 87 of the General Laws, as amended by section 18 of chapter 490 of the acts of 1941, is hereby further amended by striking out the second sentence and inserting in place thereof the following sentence:— Nothing contained in this chapter shall prevent the trimming, cutting or removal of any tree which endangers persons traveling on a highway, or the removal of any tree, if so ordered by the proper officers for the purpose of widening the highway and nothing herein contained shall interfere with the suppression of pests declared to be public nuisances by section eleven of chapter one hundred and thirty-two, including the Dutch elm disease.

Chapter not
to hinder
suppression
of pests.

SECTION 13. Section 24A of chapter 128 of the General Laws, inserted by chapter 136 of the acts of 1939, is hereby repealed. G. L. (Ter. Ed.), 128, § 24A, repealed.

SECTION 14. Section 119 of chapter 266 of the General Laws, as amended by section 25 of chapter 660 of the acts of 1948, is hereby further amended by striking out, in lines 3 and 8, the word "insect", — so as to read as follows:— G. L. (Ter. Ed.), 266, § 119, etc., amended.

Section 119. Whoever knowingly brings into the commonwealth, or transports from one town to another therein, any pest referred to in section eleven or twenty-five of chapter one hundred and thirty-two, or the eggs, nests, larvae or pupae thereof, except when engaged in research work for the commonwealth or for the United States department of agriculture, and for the purpose of suppressing such pests, or whoever knowingly evades the requirements of a quarantine regulation duly established under any provision of said chapter one hundred and thirty-two, shall be punished by fine of not more than two hundred dollars, or imprisonment for not more than two months, or both. Penalty.

Approved August 27, 1949.

AN ACT RELATIVE TO CERTAIN EXPENDITURES BY THE MASSACHUSETTS AERONAUTICS COMMISSION, AND TRANSFERRING THE BALANCE OF THE STATE AERONAUTICS FUND TO THE GENERAL FUND. Chap. 762

Be it enacted, etc., as follows:

SECTION 1. Chapter 90 of the General Laws is hereby amended by striking out section 39C, inserted by section 1 of chapter 607 of the acts of 1946, and inserting in place thereof the following:— *Section 39C.* The commission is hereby authorized to expend such sums as may be appropriated for the purpose of reimbursing cities or towns for airport construction as provided in section thirty-nine F. Such reimbursements shall be subject to the provisions and restrictions of said section thirty-nine F and of section fifty-one K, and the commission may, without appropriation, receive and distribute such federal funds as may be available therefor; provided, that such expenditures are otherwise in accordance with law. G. L. (Ter. Ed.), 90, § 39C, etc., amended.
Commission may expend sums for certain purposes.

SECTION 2. The balance of funds now credited to the State Aeronautics Fund shall be transferred to the General Fund of the commonwealth. Certain funds to be transferred to General Fund.

SECTION 3. Section 50D of said chapter 90, inserted by section 3 of chapter 637 of the acts of 1948, is hereby amended by adding at the end of the first sentence the words: — ; provided, that no such rules or regulations shall pertain to the operation of aircraft. G. L. (Ter. Ed.), 90, § 50D, etc., amended.

Approved August 27, 1949.

Chap. 763 AN ACT AMENDING THE LAWS RELATIVE TO THE MANAGEMENT OF STATE-OWNED AIRPORTS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 90, § 50F, etc., amended.

Section 50F of chapter 90 of the General Laws, as most recently amended by section 3 of chapter 637 of the acts of 1948, is hereby further amended by striking out the third paragraph and inserting in place thereof the following paragraph:—

Renewal of certain leases by the commissioner.

Every lease or contract relating to buildings not owned by the commonwealth on airport property shall provide that it shall be reviewed by the commissioner at least once in every five years and every other lease or contract subject to this section shall provide that it shall be reviewed by the commissioner at least once in every three years. Every lease and contract referred to above shall provide that at the time of any such reviews payments thereunder may be revised by the commissioner with the approval of the board except that this provision for review shall not be applicable in the event that a lessee enters into a binding agreement to construct facilities for air service or travel on vacant land on the airport or, whenever in the opinion of the commissioner with the approval of the board an investment to be made in or on airport property warrants such waiver. For the purposes of this section, the term of any lease or contract shall include the term thereof as extended by any renewal or extension thereof. All fees, charges or rentals, not included in any such lease or contract, shall be reviewed by the commissioner at least once in every three years, and may be revised by the commissioner with the approval of the board. No lease of land for any term, and no contract, permit or lease of space in any building or structure owned by the commonwealth for a term in excess of five years, shall be valid unless approved by the governor and council.

Approved August 27, 1949.

Chap. 764 AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO SELL AT PUBLIC OR PRIVATE SALE ANY PORTION OF CERTAIN LAND OR RIGHTS THEREIN WHICH IT HAS TAKEN, RECEIVED OR ACQUIRED FOR CERTAIN PURPOSES.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 81, new § 7E, added.
Department may sell certain lands or portions thereof.

Chapter 81 of the General Laws is hereby amended by inserting after section 7D, inserted by chapter 449 of the acts of 1948, the following section:—*Section 7E.* The department may sell at public or private sale any portion of the lands or rights in land the title to which has been taken or received or acquired and paid for by it for the purposes set forth in section seven C, and may sell in the same manner any land the title to which has been taken or received or acquired by it which the department determines is no longer necessary for state highway purposes, and may,

with the approval of the governor and council, execute a deed thereof, with or without covenants of title and warranty, all in the name and behalf of the commonwealth, to the purchaser, his heirs and assigns, and deposit said deed with the state treasurer, together with a certificate of the terms of sale and price paid or agreed to be paid at said sale, and, upon receipt of said price and upon the terms agreed to in said deed, he shall deliver the deed to said purchaser. The state treasurer may, by the attorney general, sue for and collect the price and enforce the terms of any such sale.

Approved August 27, 1949.

AN ACT PLACING THE LABOR SERVICE OF THE STATE AIRPORT MANAGEMENT BOARD WITHIN THE CLASSIFIED CIVIL SERVICE.

Chap. 765

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 31 of the General Laws, as amended, is hereby further amended by adding at the end the following paragraph: —

G. L. (Ter. Ed.), 31, § 4, etc., amended.

Labor service of board classified under civil service.

The labor service of the state airport management board.

SECTION 2. The persons employed on May first, nineteen hundred and forty-nine, in positions in the classified labor service and collectors; provided, that said collectors were so employed prior to the thirty-first day of July, nineteen hundred and forty-eight in the service of the state airport management board may continue to serve in such positions and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

Approved August 27, 1949.

AN ACT RELATIVE TO HOSPITAL EXPENSES IN CONNECTION WITH THE SUPPORT OF POOR PERSONS.

Chap. 766

Be it enacted, etc., as follows:

Section 18 of chapter 122 of the General Laws is hereby amended by striking out the fifth sentence, as appearing in chapter 546 of the acts of 1948, and inserting in place thereof the following sentence: — There shall be allowed for the support of a person in a hospital such amounts as are determined to be the equivalent of actual costs to the hospital which renders support and treatment, but in no event to exceed ten dollars per diem.

G. L. (Ter. Ed.), 122, § 18, etc., amended.

Certain hospital expenses to be allowed.

Approved August 27, 1949.

AN ACT FURTHER REGULATING THE SALARIES OF THE COUNTY COMMISSIONERS.

Chap. 767

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 34 of the General Laws is hereby amended by striking out the schedule appearing therein, as most recently amended by section 1 of chapter 193

G. L. (Ter. Ed.), 34, § 5, etc., amended.

of the acts of the current year, and inserting in place thereof the following:—

Salaries.	Essex county	\$5,000
	Worcester	5,000
	Middlesex	5,500
	Hampden	4,000
	Norfolk	4,000
	Bristol	4,000
	Plymouth	3,500
	Barnstable	3,500
	Berkshire	3,500
	Franklin	2,500
	Hampshire	2,500
	Dukes	1,000

Effective date. SECTION 2. This act shall take effect as of January first in the current year. *Approved August 27, 1949.*

Chap.768 AN ACT FURTHER REGULATING DEDUCTIONS FROM THE SALARIES OF JUSTICES OF DISTRICT COURTS ON ACCOUNT OF ABSENCE FROM COURT.

Emergency preamble. *Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith a suitable method of regulating deductions from salaries of justices of district courts on account of absence from duty in such courts, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 218, § 6, etc., amended. Deductions from salaries on account of absences. The third paragraph of section 6 of chapter 218 of the General Laws, as appearing in section 1 of chapter 588 of the acts of 1947, is hereby amended by striking out the last sentence and inserting in place thereof the following:— Justices of district courts other than the municipal court of the city of Boston shall be entitled to leave of absence of not to exceed four weeks in any one year without loss of salary or compensation; provided, that in case of illness a justice may be absent on account of sick leave for a period of not to exceed fifteen days without loss of compensation; and provided, further, that any such sick leave not used may be accumulated, but in no event shall such sick leave exceed three months in any one year. In case of absences for periods in excess of those provided herein, there shall be withheld from the salary of such justice a sum equal to the rate of his pay by the day during such additional absence.

Approved August 27, 1949.

Chap.769 AN ACT RELATING TO THE OPERATION AND REGULATION OF AIRPORTS OWNED OR OPERATED BY CITIES AND TOWNS OF THE COMMONWEALTH.

Emergency preamble. *Whereas*, The deferred operation of this act would tend to defeat its purpose, which is in part to make immediately operative certain amendments to the laws relative to air-

ports owned or operated by cities and towns of the commonwealth, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Chapter 90 of the General Laws is hereby amended by striking out section 51F, inserted by section 1 of chapter 613 of the acts of 1946, and inserting in place thereof the following:—*Section 51F.* An airport commission may let or lease such airport, or any part thereof, for a period not to exceed twenty years, and with the approval of the mayor and the city council in cities or the approval of a town meeting, as the case may be, may so let or lease for a longer period; provided, that no such airport in the cities of New Bedford and Beverly shall be let or leased except with the approval of the mayor and the city council, or in the town of Southbridge by vote of the town.

G. L. (Ter. Ed.), 90, § 51F, etc., amended.

Airports, leasing, etc., of.

SECTION 2. Said chapter 90 is hereby further amended by striking out section 51H, inserted as aforesaid, and inserting in place thereof the following:—*Section 51H.* An airport commission shall determine the charges or rentals for the use of any properties, facilities, installations, landing fees, concessions, uses and services and shall determine the terms and conditions under which contracts may be executed by the commission on behalf of such city or the town. Such charges or rentals shall be reasonable and shall be established with due regard to the property used and the expenses to the airport commission of the operation thereof. In all such contracts as may be executed for the foregoing privileges or licenses or any of them the public shall not be deprived of its rightful, legal and uniform use of such properties, facilities and installations.

G. L. (Ter. Ed.), 90, § 51H, etc., amended.

Rentals, etc., commission to determine.

Approved August 27, 1949.

AN ACT AUTHORIZING THE CITY OF BOSTON TO CONVEY TO THE COMMONWEALTH, WITHOUT CONSIDERATION, CERTAIN LAND ON MORTON STREET IN THE WEST ROXBURY DISTRICT OF SAID CITY AND PROVIDING FOR THE CONSTRUCTION THEREON BY THE DEPARTMENT OF PUBLIC HEALTH OF A HOSPITAL FOR THE CARE OF PERSONS SUFFERING FROM CHRONIC DISEASES.

Chap. 770

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide for the immediate acquisition by the commonwealth of land for a chronic disease hospital and the construction thereon of such a hospital by the department of public health, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of general or special law, the city of Boston, by its mayor, is

hereby authorized and empowered to convey to the commonwealth, without consideration, not exceeding fifteen acres of the estate on the northeasterly side of Morton street in the West Roxbury district of said city owned by said city and known as Franklin Park; provided, that the board of park commissioners of said city shall, by vote at a regular or special meeting of said board, assent to the conveyance; and provided, further, that said conveyance is authorized, after two separate readings, by two separate votes of two thirds of all the members of the city council of said city, the second of said readings and votes to be had not less than fourteen days after the first.

SECTION 2. Any land conveyed to the commonwealth under this act shall, from and after such conveyance, be held for the purposes of the state department of public health, which is hereby authorized and directed to construct on such land a six-hundred bed hospital for the care of persons suffering from chronic diseases, including a nurses' home, outpatient department and other necessary facilities. For the purposes of such construction, said department may expend such sums as may be appropriated therefor.

SECTION 3. Chapter 511 of the acts of 1946 is hereby repealed.

Approved August 27, 1949.

Chap. 771 AN ACT IMPOSING A FURTHER ADDITIONAL CIGARETTE EXCISE.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose by depriving the commonwealth of necessary revenue, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. In addition to the excise tax imposed by chapter sixty-four C of the General Laws, and in addition to the additional excise tax imposed by section nine of chapter seven hundred and thirty-one of the acts of nineteen hundred and forty-five, there is hereby imposed a further additional excise tax of one half of one mill for each cigarette sold in the commonwealth during the two-year period beginning September first, nineteen hundred and forty-nine, the same to be levied and collected as provided in said chapter sixty-four C, and the provisions of said chapter shall apply to said further additional excise to the same extent as to the normal excise levied thereunder. Every manufacturer, wholesaler, vending machine operator and unclassified acquirer who, on said September first, has on hand for sale any cigarettes shall, within twenty days thereafter, file a complete inventory thereof and pay to the commissioner of corporations and taxation a tax with respect thereto computed at the rate of one half of one mill per cigarette on all cigarettes upon which an excise of only two mills has been previously

paid. All the provisions of said chapter sixty-four C relative to the collection, verification and administration of the tax thereunder imposed shall, in so far as pertinent, be applicable to the tax imposed by this section. Of the revenue received by the imposition of the excise provided by this section, two million dollars shall be credited to the Old Age Assistance Fund and the remainder shall be credited to the General Fund.

SECTION 2. This act shall take effect on September first, Effective date.
nineteen hundred and forty-nine.

Approved August 27, 1949.

AN ACT AUTHORIZING THE CITY OF FALL RIVER TO PAY A Chap.772
SUM OF MONEY TO JOHN F. DOYLE OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the city of Fall River is hereby authorized to appropriate money for the payment of, and to pay, the claim of John F. Doyle of said city for compensation for certain construction work done by him at Abbott court in said city, said claim being in the amount of four thousand four hundred and eighty-one dollars and forty-three cents, and being legally unenforceable against said city by reason of the fact that said construction work was not included in the contract entered into by him and said city.

SECTION 2. This act shall take effect upon its passage.

Approved August 27, 1949.

AN ACT SUBJECTING CERTAIN EMPLOYEES OF THE DIVI- Chap.773
SION OF EMPLOYMENT SECURITY TO THE CIVIL SERVICE
LAWS.

Be it enacted, etc., as follows:

Any person who was in the employ of the United States employment service and was transferred therefrom to the division of employment security on November sixteenth, nineteen hundred and forty-six and was in the employ of said division on May first, nineteen hundred and forty-nine in a position classified under the civil service laws, shall be deemed to be permanently appointed to said position without serving any probationary period, and his tenure of office shall be unlimited, subject, however, to the civil service laws and rules; provided, that he passes a qualifying examination to which he shall be subjected by the division of civil service.

Approved August 27, 1949.

Chap. 774 AN ACT ESTABLISHING THE SALARIES OF THE CLERKS OF THE COURTS OF THE VARIOUS COUNTIES AND THEIR ASSISTANTS, THE CLERK OF THE SUPREME JUDICIAL COURT FOR SUFFOLK COUNTY AND HIS ASSISTANTS, THE CLERK OF THE SUPERIOR COURT FOR CRIMINAL BUSINESS IN SUFFOLK COUNTY AND HIS ASSISTANTS, AND THE CLERK OF THE SUPERIOR COURT FOR CIVIL BUSINESS IN SUFFOLK COUNTY AND HIS ASSISTANTS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 35, § 49, etc., amended.

Certain offices to be classified by the board.

Stenographers included.

SECTION 1. Section 49 of chapter 35 of the General Laws is hereby amended by striking out the first sentence, as most recently amended by section 1 of chapter 664 of the acts of 1948, and inserting in place thereof the following: — Every office and position whereof the salary is wholly payable from the treasury of one or more counties, or from funds administered by and through county officials, excluding the offices of county commissioners, the clerk and the assistant clerks of the superior court for civil business in the county of Suffolk, the clerk and assistant clerks of the superior court for criminal business in the county of Suffolk, clerks and assistant clerks of the courts, the assistant clerk and second assistant clerk of the supreme judicial court for the county of Suffolk, the register of deeds and the assistant registers of deeds for the county of Suffolk, official stenographers, additional stenographers and temporary stenographers of the superior court in the county of Suffolk, justices and special justices of the district courts, the messenger of the superior court in the county of Suffolk, the secretary and assistant secretary of the municipal court of the city of Boston, clerks and assistant clerks of the district courts other than the clerks and assistant clerks of district courts in the county of Suffolk except the municipal court of the city of Boston, and other than the clerks and assistant clerks of the central district court of Worcester, and excluding trial justices, other offices and positions filled by appointment of the governor with the advice and consent of the council, court officers appointed in Suffolk county under section seventy of chapter two hundred and twenty-one, court officers in attendance upon the municipal court of the city of Boston, and probation officers, but including the officer described in the first sentence of section seventy-six of said chapter two hundred and twenty-one, shall be classified by the board in the manner provided by sections forty-eight to fifty-six, inclusive, and every such office and position, now existing or hereafter established, shall be allocated by the board to its proper place in such classification.

G. L. (Ter. Ed.), 221, § 94, etc., amended.

Salaries of clerks of courts and assistants.

SECTION 2. Chapter 221 of the General Laws is hereby amended by striking out section 94, as amended by chapter 221 of the acts of the current year, and inserting in place thereof the following: — *Section 94.* Except as provided in section ninety-three, and except as otherwise provided, the salaries of the clerks of the courts of the various counties and

their assistants, the clerk of the supreme judicial court of Suffolk county and his assistants, the clerk of the superior court for criminal business in Suffolk county and his assistants, and the clerk of the superior court for civil business in Suffolk county and his assistants shall be paid by their respective counties, and shall be as follows: —

SUPREME JUDICIAL COURT FOR SUFFOLK COUNTY.

Clerk. — A sum equivalent to sixty-five per cent of the salary of an associate justice of the supreme judicial court, of which the sum of fifteen hundred dollars shall be paid by the commonwealth.

Assistant Clerk. — A sum equivalent to seventy-five per cent of the salary of the clerk.

Second Assistant Clerk. — A sum equivalent to sixty per cent of the salary of the clerk.

SUPERIOR COURT FOR CRIMINAL BUSINESS IN THE COUNTY OF SUFFOLK.

Clerk. — A sum equivalent to seventy-five per cent of the salary of an associate justice of the superior court.

First Assistant Clerk (so designated by the clerk). — A sum equivalent to seventy-five per cent of the salary of the clerk.

All Other Assistant Clerks. — A sum equivalent to sixty per cent of the salary of the clerk.

SUPERIOR COURT FOR CIVIL BUSINESS IN THE COUNTY OF SUFFOLK.

Clerk. — A sum equivalent to seventy-five per cent of the salary of an associate justice of the superior court.

First Assistant Clerk (so designated by the justices of said court). — A sum equivalent to seventy-five per cent of the salary of the clerk.

Assistant clerk appointed to perform the duties of clerk pertaining to equity proceedings in said court and designated to act as clerk of said court when sitting in Boston for the hearing of causes from any other county — a sum equivalent to eighty per cent of the salary of the clerk, of which the sum of fifteen hundred dollars shall be paid by the commonwealth.

All Other Assistant Clerks. — A sum equivalent to sixty per cent of the salary of the clerk.

In all other counties, the clerks of the courts shall receive a sum equivalent to the following percentages of the salary of an associate justice of the superior court.

Middlesex	75%	Berkshire	45%
Essex	70%	Hampshire	40%
Worcester	70%	Barnstable	40%
Hampden	65%	Franklin	40%
Bristol	65%	Dukes	20%
Norfolk	60%	Nantucket	20%
Plymouth	55%		

In all counties other than Suffolk, the assistant clerk shall receive a sum equivalent to seventy-five per cent of the salary of the clerk, the second assistant clerk shall receive a sum equivalent to sixty per cent of the salary of the clerk, and all other assistant clerks shall receive a sum equivalent to fifty-five per cent of the salary of the clerk.

G. L. (Ter. Ed.), 221, § 6A, etc., amended.

Equity clerk for Middlesex superior court authorized.

SECTION 3. Chapter 221 of the General Laws is hereby amended by striking out section 6A, inserted by chapter 443 of the acts of 1947, and inserting in place thereof the following:— *Section 6A.* The justices of the superior court may designate, for a term of three years from the date of such designation, one of the assistant clerks for the county of Middlesex, appointed under section four or section five, to perform, under the direction of the clerk of the courts for the county of Middlesex, the duties of clerk pertaining to the equity proceedings in said court, who shall receive from said county, in addition to the salary paid to him as an assistant clerk under section four or section five, as the case may be, a sum equivalent to five per cent of the salary of the clerk.

G. L. (Ter. Ed.), 221, § 94A, repealed.

SECTION 4. Section 94A of chapter 221 of the General Laws is hereby repealed.

SECTION 5. The salaries as herein established shall be effective as of January first of the current year.

G. L. (Ter. Ed.), 35, § 55, amended.

SECTION 6. Section 55 of chapter 35 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "inclusive" in lines 2 and 3 the words:—, and the salaries established by section ninety-four of chapter two hundred and twenty-one,— so as to read as follows:— *Section 55.* Except as otherwise expressly provided, all salaries established under the authority of sections forty-eight to fifty-six, inclusive, and the salaries established by section ninety-four of chapter two hundred and twenty-one, shall be in full compensation for all services rendered, and every officer or employee shall pay all fees and other moneys received directly or indirectly in the course of his public employment, into the county treasury; provided, that nothing contained in said sections shall prevent the reimbursement of actual and other expenses necessary for the transaction of public business or the payment of overtime approved by the county commissioners, upon evidence of necessity therefor.

Salaries to be full compensation.

Overtime payments.

Approved August 27, 1949.

Chap. 775 AN ACT TO AUTHORIZE THE CITY OF MEDFORD TO APPROPRIATE AND EXPEND MONEY FOR THE IMPROVEMENT, CONSTRUCTION, GRADING AND SURFACING OF LAND LEASED FOR MUNICIPAL PARKING PURPOSES.

Be it enacted, etc., as follows:

The city of Medford is hereby authorized to appropriate and expend the sum of sixty-six hundred dollars for the improvement, construction, drainage, grading and surfacing of land leased from the Boston and Maine Railroad in West Medford for municipal parking purposes.

Approved August 27, 1949.

AN ACT AUTHORIZING CITIES AND TOWNS HAVING PARKING METERS TO APPLY THE RECEIPTS FROM SAID METERS TO THE ACQUISITION AND MAINTENANCE OF OFF-STREET PARKING AREAS AND FACILITIES TO FURTHER THE PURPOSE OF SAID METERS IN THE RELIEF OF TRAFFIC CONDITIONS. *Chap. 776*

Be it enacted, etc., as follows:

Chapter 40 of the General Laws is hereby amended by inserting after section 22A the following section:— *Section 22B.* Any city or town having installed parking meters may acquire off-street parking areas and facilities by purchase, gift, eminent domain under chapter seventy-nine or chapter eighty A, by lease not to exceed five years, or otherwise, and may pay for such acquisition or lease, including the cost of policing, constructing or reconstructing, surfacing, operating and maintaining such areas and facilities, in whole or in part from any receipts from said parking meters; provided, that the off-street parking areas and facilities are located not more than six hundred feet from a building in which the principal activity is business, commercial, manufacturing or industrial in character and which building is in a business, commercial, manufacturing or industrial zone but is not more than six hundred feet from the nearest parking meter of any group of not less than thirty parking meters approved by the department of public works.

G. L. (Ter. Ed.), 40, new § 22B, added.
Cities and towns may apply receipts from parking meters to acquire certain parking areas.

Approved August 27, 1949.

AN ACT ESTABLISHING A MINIMUM WAGE FOR CERTAIN EMPLOYEES WITHIN THE COMMONWEALTH. *Chap. 777*

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 151 of the General Laws, as appearing in section 1 of chapter 432 of the acts of 1947, is hereby amended by adding at the end the following sentence:— A wage of less than sixty-five cents per hour in any occupation, as defined in this chapter, shall be conclusively presumed to be oppressive and unreasonable, wherever the term minimum wage is used in this chapter, unless the commission has expressly approved or shall expressly approve the establishment and payment of a lesser wage under the provisions of sections seven, eight and nine.

G. L. (Ter. Ed.), 151, § 1, etc., amended.

Minimum wage set at sixty-five cents per hour, etc.

SECTION 2. No wage rate in effect immediately prior to the effective date of this act shall be reduced because of the passage of this act.

SECTION 3. Section 19 of chapter 151 of the General Laws, as appearing in section 1 of chapter 432 of the acts of 1947, is hereby amended by striking out paragraph (2) thereof, and by substituting in place thereof the following new paragraph:—

G. L. (Ter. Ed.), 151, § 19, etc., amended.

(2) Except as provided by sections seven, eight and nine of chapter one hundred and fifty-one, any employer or the officer or agent of any corporation who knowingly pays or

Penalty for payment of less than minimum wage.

agrees to pay to any employee less than the rates applicable to such employee under a mandatory minimum fair wage order, or who pays or agrees to pay to any employee less than sixty-five cents per hour in any occupation covered by this chapter, shall be punished by a fine of not less than fifty nor more than two hundred dollars or by imprisonment for not less than ten nor more than ninety days, or by both such fine and imprisonment, and each week in any day of which such employee is paid less than the rate applicable to him under a mandatory minimum fair wage order, and each employee so paid less, shall constitute a separate offence.

Effective date. SECTION 4. This act shall take effect on January first, nineteen hundred and fifty. *Approved August 27, 1949.*

Chap. 778 AN ACT EXTENDING THE TIME FOR THE MAKING OF CONTRACTS FOR HIGHWAY WORK AND CERTAIN IMPROVEMENTS IN THE COUNTIES OF BERKSHIRE, FRANKLIN, HAMPSHIRE AND HAMPDEN.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to extend forthwith the time for making certain contracts, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 7 of chapter 3 of the acts of the current year is hereby amended by striking out, in line 6, the words "June thirtieth, nineteen hundred and forty-nine" and inserting in place thereof the words:— January first, nineteen hundred and fifty.

Approved August 27, 1949.

Chap. 779 AN ACT PLACING THE LABOR SERVICE OF THE PORT OF BOSTON AUTHORITY WITHIN THE CLASSIFIED CIVIL SERVICE.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 31, § 4,
etc., amended.

SECTION 1. Section 4 of chapter 31 of the General Laws, as amended, is hereby further amended by adding at the end the following paragraph:—

Labor service
of Port of
Boston
Authority to
be within
civil service.

The labor service of the Port of Boston Authority.

SECTION 2. All persons holding positions in the labor service of the Port of Boston Authority on the effective date of this act, may continue to serve in such positions without examination, and their tenure of office shall be unlimited, subject, however, to the civil service laws.

Approved August 27, 1949.

Chap. 780 AN ACT TO ADJUST THE HOURS OF EMPLOYMENT AND RATES OF PAY OF STATE EMPLOYEES ENGAGED IN FARMING AND DAIRYING OPERATIONS.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 149,
§ 30A, etc.,
amended.

Section 30A of chapter 149 of the General Laws, inserted by section 1 of chapter 677 of the acts of 1947, is hereby

further amended by striking out, in line 16, the words "farm help", — so as to read as follows:— *Section 30A.* Notwithstanding any other provision of this chapter or other general or special law, the service of all persons who, on the effective date of this section or thereafter, are employed by the commonwealth is hereby restricted to five days in any one week, and to such hours in any one week, not less than thirty-seven and one half hours, except in the case of part-time employment, nor more than forty hours, and with like hours for like grades, as may be determined by the division of personnel and standardization, with the approval of the governor and council; provided, that this section shall not apply to the state police uniformed force and detectives, metropolitan district police, conservation officers, coastal wardens, forest fire observers, teachers, armorers, elected officers, appointees of the governor, heads of departments and divisions and their deputies and assistants, scrub women, cleaners; or incumbents of the positions of superintendents, assistant superintendents, wardens, deputy wardens, stewards, physicians, head farmers, business managers, chief power plant engineers at mental health, public health, public welfare, and correction institutions, Soldiers' Home in Massachusetts and agencies under the jurisdiction of the Youth Service Board; the manager of the boarding hall at the University of Massachusetts; the adjutant of the Soldiers' Home in Massachusetts; the construction and maintenance supervisor at the Reformatory for Women; and the state farm master at State Farm. All service in excess of forty hours in any one week rendered by any employee subject to this section at the request of an officer of the commonwealth or other person whose duty it is to employ, direct or control such employees, shall be compensated for as overtime work in accordance with the pertinent rule or rules of the commission on administration and finance.

Work hours of certain employees of the commonwealth, regulated.

Approved August 27, 1949.

AN ACT RELATIVE TO THE SALARIES OF MEMBERS OF THE COUNCIL. *Chap. 781*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for payment of an increase in the regular compensation of the members of the council, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 6 of the General Laws, as amended by section 1 of chapter 314 of the acts of 1943, is hereby further amended by striking out, in line 2, the word "two" and inserting in place thereof the word:— three, — so as to read as follows:— *Section 3.* Each member of the council shall receive a salary of three thousand dollars.

G. L. (Ter. Ed.), 6, § 3, etc., amended.

Salary.

SECTION 2. The compensation established by this act shall be allowed from January first of the current year.

Approved August 27, 1949.

Chap. 782 AN ACT RELATIVE TO THE SALARIES OF CERTAIN COUNTY OFFICERS AND EMPLOYEES, AND MAKING CERTAIN CHANGES IN THE LAW RELATIVE TO THE SALARIES OF CERTAIN COUNTY OFFICERS AND EMPLOYEES AND TO CORRECT INEQUALITIES RESULTING FROM APPLICATION OF THE SALARY SCHEDULE.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to provide without delay additional income to certain officers and employees of the various counties, and in part to immediately correct certain inequalities resulting from the application of the salary schedule to said officers and employees, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 35,
§ 51B, etc.,
amended.

SECTION 1. Section 51B of chapter 35 of the General Laws, as inserted by section 1 of chapter 591 of the acts of 1948, is hereby amended by striking out the salary schedule appearing therein and inserting in place thereof the following:—

Salary Schedule.

RATES (ON TOTAL CASH BASIS).							
SALARY GRADE No.	Incre- ment.	Mini- mum.	Second Year.	Third Year.	Fourth through Seventh Year.	Eighth through Eleventh Year.	Maximum from Twelfth Year.
1	\$120	\$1,560	\$1,680	\$1,800	\$1,920	\$2,040	\$2,160
2	120	1,620	1,740	1,860	1,980	2,100	2,220
3	120	1,680	1,800	1,920	2,040	2,160	2,280
4	120	1,740	1,860	1,980	2,100	2,220	2,340
5	120	1,800	1,920	2,040	2,160	2,280	2,400
6	120	1,860	1,980	2,100	2,220	2,340	2,460
7	120	1,920	2,040	2,160	2,280	2,400	2,520
8	120	1,980	2,100	2,220	2,340	2,460	2,580
9	120	2,040	2,160	2,280	2,400	2,520	2,640
10	120	2,100	2,220	2,340	2,460	2,580	2,700
11	120	2,160	2,280	2,400	2,520	2,640	2,760
12	120	2,220	2,340	2,460	2,580	2,700	2,820
13	120	2,280	2,400	2,520	2,640	2,760	2,880
14	120	2,340	2,460	2,580	2,700	2,820	2,940
15	120	2,400	2,520	2,640	2,760	2,880	3,000
16	120	2,460	2,580	2,700	2,820	2,940	3,060
17	120	2,520	2,640	2,760	2,880	3,000	3,120
18	120	2,580	2,700	2,820	2,940	3,060	3,180
19	120	2,640	2,760	2,880	3,000	3,120	3,240
20	120	2,700	2,820	2,940	3,060	3,180	3,300
21	120	2,760	2,880	3,000	3,120	3,240	3,360

Salary Schedule — Concluded.

SALARY GRADE No.	Incre- ment.	RATES (ON TOTAL CASH BASIS).					
		Mini- mum.	Second Year.	Third Year.	Fourth through Seventh Year.	Eighth through Eleventh Year.	Maximum from Twelfth Year.
22	\$120	\$2,820	\$2,940	\$3,060	\$3,180	\$3,300	\$3,420
23	120	2,880	3,000	3,120	3,240	3,360	3,480
24	120	2,940	3,060	3,180	3,300	3,420	3,540
25	120	3,000	3,120	3,240	3,360	3,480	3,600
26	120	3,060	3,180	3,300	3,420	3,540	3,660
27	120	3,120	3,240	3,360	3,480	3,600	3,720
28	120	3,180	3,300	3,420	3,540	3,660	3,780
29	120	3,240	3,360	3,480	3,600	3,720	3,840
30	120	3,300	3,420	3,540	3,660	3,780	3,900
31	180	3,360	3,540	3,720	3,900	4,080	4,260
32	180	3,420	3,600	3,780	3,960	4,140	4,320
33	180	3,480	3,660	3,840	4,020	4,200	4,380
34	180	3,540	3,720	3,900	4,080	4,260	4,440
35	180	3,600	3,780	3,960	4,140	4,320	4,500
36	180	3,660	3,840	4,020	4,200	4,380	4,560
37	180	3,720	3,900	4,080	4,260	4,440	4,620
38	180	3,780	3,960	4,140	4,320	4,500	4,680
39	180	3,840	4,020	4,200	4,380	4,560	4,740
40	180	3,900	4,080	4,260	4,440	4,620	4,800
41	180	3,960	4,140	4,320	4,500	4,680	4,860
42	180	4,020	4,200	4,380	4,560	4,740	4,920
43	180	4,080	4,260	4,440	4,620	4,800	4,980
44	180	4,140	4,320	4,500	4,680	4,860	5,040
45	180	4,200	4,380	4,560	4,740	4,920	5,100
46	180	4,260	4,440	4,620	4,800	4,980	5,160
47	180	4,320	4,500	4,680	4,860	5,040	5,220
48	180	4,380	4,560	4,740	4,920	5,100	5,280
49	240	4,440	4,680	4,920	5,160	5,400	5,640
50	240	4,560	4,800	5,040	5,280	5,520	5,760
51	240	4,680	4,920	5,160	5,400	5,640	5,880
52	240	4,800	5,040	5,280	5,520	5,760	6,000
53	240	4,920	5,160	5,400	5,640	5,880	6,120
54	240	5,040	5,280	5,520	5,760	6,000	6,240
55	240	5,160	5,400	5,640	5,880	6,120	6,360
56	240	5,280	5,520	5,760	6,000	6,240	6,480
57	240	5,400	5,640	5,880	6,120	6,360	6,600
58	300	5,460	5,760	6,060	6,360	6,660	6,960
59	300	5,760	6,060	6,360	6,660	6,960	7,260
60	300	6,060	6,360	6,660	6,960	7,260	7,560

SECTION 2. Effective July first, nineteen hundred and forty-nine, the present annual salary rate of each probation officer who is found by the county commissioners to be performing full time service is increased by such amount as will, when added to any other salary increase already granted in the current year, equal three hundred and sixty dollars. Probation officers who do not perform full time service shall receive such proration of three hundred and sixty dollars as their amount of service bears to full time service, as determined by the county commissioners.

Salary rates
of certain
probation
officers.

G. L. (Ter.
Ed.), 35,
§ 51B, etc.,
amended.

SECTION 3. Section 51B of chapter 35 of the General Laws, as inserted by section 1 of chapter 591 of the acts of 1948, is hereby amended by striking out paragraph (7) and inserting in place thereof the following:—

Salary of
employee
demoted to
lower grade.

(7) An employee who is demoted to a position in a lower salary grade shall receive the salary to which his period of service would entitle him if his service had been rendered in the lower grade, but not less than the employee would have been entitled to had his service been continuously in the lower grade.

1948, 591, § 4,
amended.

SECTION 4. Section 4 of chapter 591 of the acts of 1948 is hereby amended by striking out in lines 14 to 17, inclusive, the words “a promotion received on or after July first, nineteen hundred and forty-seven, and on or before June thirtieth, nineteen hundred and forty-eight” and inserting in place thereof the words:— the promotion to his present grade, — so as to read as follows:— *Section 4.* In the initial allocation of positions as of July first, nineteen hundred and forty-eight to the salary grades in the salary schedule, each incumbent shall be given the rate to which he would be entitled if the number of years served by him, or which his salary represents, in the grade in which he is serving immediately prior to such allocation had been served after such allocation; provided, that such allocation shall effect an increase of not less than one increment for such grade except that no person shall receive an increase above the salary in effect on June thirtieth, nineteen hundred and forty-eight or the maximum rate from the twelfth year in the salary grade in the salary schedule to which he is allocated, whichever is the higher. If the rate so determined would be less, because of the promotion to his present grade, than the rate to which the incumbent would have been entitled without such promotion, his rate shall be that which he would have received if his promotion had been deferred until July first, nineteen hundred and forty-eight. Such increase shall be in addition to any increase to which the incumbent would be entitled by step-rate, promotion, or otherwise, on the effective date of the increase provided by this section. No increase granted in the initial allocation to the salary schedule as provided by this section because of credit for years of service or otherwise shall exceed six hundred dollars.

Initial
allocations.

Certain em-
ployees to
receive an
increment.

SECTION 5. Any employee subject to the provisions of chapter five hundred and ninety-one of the acts of nineteen hundred and forty-eight who, because of the limitation contained in the last sentence of section four of said chapter, was allocated to a grade at a rate which represents less than the number of years of service actually served in his grade shall, if allocated to grades one through fourteen in the salary schedule, receive semi-annual increases of sixty dollars to the last three rates in the schedule and thereafter annual increases of one hundred and twenty dollars until the proper rate based on years actually served in the grade is reached or, if allocated to grades fifteen through sixty in

the salary schedule, receive annually one increment until the proper rate based on years actually served in the grade is reached.

SECTION 6. The provisions of this act shall apply to all initial allocations to the salary schedule as of July first, nineteen hundred and forty-eight, except that the salary schedule established by section one shall be effective as of July first in the current year for employees in service on the effective date of this act, and funds appropriated in the current county and hospital appropriation acts shall be available during the current year for such adjustments as may be made in accordance with the provisions of this act.

Application.

Approved August 27, 1949.

AN ACT RELATIVE TO THE COMPENSATION OF PROBATION OFFICERS.

Chap. 783

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to make effective on July first in the current year new provisions of law relating to the compensation of probation officers, therefore this act is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Chapter 276 of the General Laws is hereby amended by striking out section 83, as most recently amended by chapter 639 of the acts of 1947, and inserting in place thereof the following section:— *Section 83.* The superior court, the chief justice of the municipal court of the city of Boston, subject to the approval of the associate justices thereof, and the justice of each other district court and of the Boston juvenile court, with the written approval of the administrative committee of the district courts, who shall consult the board of probation relative thereto, may appoint such male and female probation officers as they may respectively from time to time deem necessary for their respective courts. In any court having two or more probation officers, one of such probation officers may be designated as chief probation officer; and in any court having six or more probation officers, one of such probation officers may be designated as assistant chief probation officer. The phrase "probation officer" as hereinafter used in this section shall be construed to include chief probation officer and assistant chief probation officer. Every probation officer shall be removable for cause by the court making the appointment; provided, that no probation officer appointed by a justice of a district court, other than the municipal court of the city of Boston, or by the justice of the Boston juvenile court shall be removed or discharged from office unless such removal or discharge shall be approved in writing by the administrative committee of the district courts after consultation with the board of probation relative thereto. The compensation of

G. L. (Ter. Ed.), 276, § 83, etc., amended.

Probation officers.

Compensation.

each probation officer appointed by the superior court shall be fixed by that court and by it apportioned from time to time among the counties wherein said officer performs his duties. The compensation of probation officers appointed in district courts, in the municipal court of the city of Boston, and in the Boston juvenile court shall be paid by the county on vouchers approved respectively by the justice of such district court, by the chief justice of the municipal court of the city of Boston, or by the justice of the Boston juvenile court. In every district court except the district courts in Suffolk county, the municipal court of the city of Boston, and the Boston juvenile court, the justice thereof, subject to the approval of the county commissioners shall fix the compensation of each probation officer appointed for such court, which shall be a minimum of twenty-five hundred dollars in the case of each such probation officer whose service is determined by the county commissioners of the county to be full-time service. In the municipal court of the city of Boston, the chief justice of said court, subject to the approval of the associate justices thereof, shall fix the compensation of each probation officer appointed for said court. In the Boston juvenile court and in every district court in Suffolk county, other than the municipal court of the city of Boston, the chief probation officer, if any, shall receive as an annual salary the same as that paid to the clerk of court in which said chief probation officer serves and the assistant chief probation officer, if any, shall receive as an annual salary the same as that paid to the first assistant clerk of said court. In the Boston juvenile court and in every district court in Suffolk county, other than the municipal court of the city of Boston, every probation officer except any chief probation officer and any assistant chief probation officer shall receive upon appointment an annual salary of three thousand dollars and annually thereafter, upon the anniversary of his appointment, shall receive an increase of two hundred dollars until a maximum annual salary of forty-eight hundred dollars shall have been reached.

Effective as of July first, nineteen hundred and forty-nine, every person serving on said date as a probation officer, junior probation officer, senior probation officer, probation supervisor, or chief probation officer in a district court in Suffolk county, other than the municipal court of the city of Boston, or the Boston juvenile court shall, until designated as a chief probation officer or an assistant chief probation officer under this section, serve as a probation officer subject to the provisions of this section and for services rendered on and after said July first, nineteen hundred and forty-nine, shall be compensated as if the provisions of this section as now in force had been in force at, and continuously since, the time of his original appointment as a probation officer. Every such person shall be given such credit for years of similar service in allied fields as the administrative committee of the district courts may determine.

SECTION 2. Section eighty-three B of said chapter two hundred and seventy-six, inserted by section two of chapter six hundred and fifty-five of the acts of nineteen hundred and forty-seven and sections eighty-three C to eighty-three F, inclusive, of said chapter two hundred and seventy-six, inserted by section one of chapter six hundred and forty of the acts of nineteen hundred and forty-eight, are hereby repealed; provided, however, that no person shall be held liable for having failed to reduce the salary of any person under section eighty-three of said chapter two hundred and seventy-six, as appearing in section one of chapter five hundred and sixty-six of the acts of nineteen hundred and forty-seven.

Certain
legislation
repealed.

SECTION 3. No person serving on July first, nineteen hundred and forty-nine, as a probation officer, junior probation officer, senior probation officer, probation supervisor, or chief probation officer shall suffer a reduction in compensation by reason of the passage of this act.

SECTION 4. This act shall take effect as of July first, nineteen hundred and forty-nine. *Approved August 27, 1949.*

Effective
date.

AN ACT TO PROVIDE AN INCREASE IN THE REGULAR COMPENSATION OF MEMBERS OF THE GENERAL COURT.

Chap. 784

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide for payment of an increase in the regular compensation of members of the general court during the current session, in addition to that already authorized by law, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 9 of chapter 3 of the General Laws, as most recently amended by section 1 of chapter 655 of the acts of 1948, is hereby further amended by striking out the first two sentences and inserting in place thereof the following two sentences:— Each member of the general court shall receive, for each regular annual session, three thousand seven hundred and fifty dollars. The president of the senate and the speaker of the house of representatives shall each receive three thousand seven hundred and fifty dollars additional compensation.

G. L. (Ter.
Ed.), 3, § 9,
etc., amended.

Salaries of
members of
general
court.

SECTION 2. Said chapter 3 is hereby further amended by striking out section 10, as most recently amended by section 2 of said chapter 655, and inserting in place thereof the following section:— *Section 10.* Each member of the general court chosen to fill a vacancy, or who resigns his seat during a regular annual session, shall be entitled to a per diem compensation for the time of his membership at the rate of three thousand seven hundred and fifty dollars for each regular annual session, and the allowances for travel and other expenses for the time of his membership as provided in section nine A.

G. L. (Ter.
Ed.), 3, § 10,
etc., amended.

Per diem
compensation.

SECTION 3. The compensation established by this act shall be allowed from January first of the current year.
Approved August 27, 1949.

Chap.785 AN ACT RELATIVE TO THE PERMANENT SALARY SCHEDULE FOR CERTAIN STATE OFFICERS AND EMPLOYEES.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide without delay additional income for certain officers and employees of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 30,
§ 46, etc.,
amended.

SECTION 1. Section 46 of chapter 30 of the General Laws, as most recently amended by sections 1 and 2 of chapter 406 of the acts of the current year, is hereby further amended by striking out the salary schedules therein, as appearing in section 2 of chapter 311 of the acts of 1948, and inserting in place thereof the following:—

Schedule.

General Salary Schedule.

SALARY GRADE No.	Incre- ment.	RATES (ON TOTAL CASH BASIS).					
		Mini- mum.	Second Year.	Third Year.	Fourth through Seventh Year.	Eighth through Eleventh Year.	Maximum from Twelfth Year.
1	\$120	\$1,560	\$1,680	\$1,800	\$1,920	\$2,040	\$2,160
2	120	1,620	1,740	1,860	1,980	2,100	2,220
3	120	1,680	1,800	1,920	2,040	2,160	2,280
4	120	1,740	1,860	1,980	2,100	2,220	2,340
5	120	1,800	1,920	2,040	2,160	2,280	2,400
6	120	1,860	1,980	2,100	2,220	2,340	2,460
7	120	1,920	2,040	2,160	2,280	2,400	2,520
8	120	1,980	2,100	2,220	2,340	2,460	2,580
9	120	2,040	2,160	2,280	2,400	2,520	2,640
10	120	2,100	2,220	2,340	2,460	2,580	2,700
11	120	2,160	2,280	2,400	2,520	2,640	2,760
12	120	2,220	2,340	2,460	2,580	2,700	2,820
13	120	2,280	2,400	2,520	2,640	2,760	2,880
14	120	2,340	2,460	2,580	2,700	2,820	2,940
15	120	2,400	2,520	2,640	2,760	2,880	3,000
16	120	2,460	2,580	2,700	2,820	2,940	3,060
17	120	2,520	2,640	2,760	2,880	3,000	3,120
18	120	2,580	2,700	2,820	2,940	3,060	3,180
19	120	2,640	2,760	2,880	3,000	3,120	3,240
20	120	2,700	2,820	2,940	3,060	3,180	3,300
21	120	2,760	2,880	3,000	3,120	3,240	3,360
22	120	2,820	2,940	3,060	3,180	3,300	3,420
23	120	2,880	3,000	3,120	3,240	3,360	3,480
24	120	2,940	3,060	3,180	3,300	3,420	3,540
25	120	3,000	3,120	3,240	3,360	3,480	3,600

General Salary Schedule — Concluded.

SALARY GRADE No.	Incre- ment.	RATES (ON TOTAL CASH BASIS).					
		Mini- mum.	Second Year.	Third Year.	Fourth through Seventh Year.	Eighth through Eleventh Year.	Maximum from Twelfth Year.
26	\$120	\$3,060	\$3,180	\$3,300	\$3,420	\$3,540	\$3,660
27	120	3,120	3,240	3,360	3,480	3,600	3,720
28	120	3,180	3,300	3,420	3,540	3,660	3,780
29	120	3,240	3,360	3,480	3,600	3,720	3,840
30	120	3,300	3,420	3,540	3,660	3,780	3,900
31	180	3,360	3,540	3,720	3,900	4,080	4,260
32	180	3,420	3,600	3,780	3,960	4,140	4,320
33	180	3,480	3,660	3,840	4,020	4,200	4,380
34	180	3,540	3,720	3,900	4,080	4,260	4,440
35	180	3,600	3,780	3,960	4,140	4,320	4,500
36	180	3,660	3,840	4,020	4,200	4,380	4,560
37	180	3,720	3,900	4,080	4,260	4,440	4,620
38	180	3,780	3,960	4,140	4,320	4,500	4,680
39	180	3,840	4,020	4,200	4,380	4,560	4,740
40	180	3,900	4,080	4,260	4,440	4,620	4,800
41	180	3,960	4,140	4,320	4,500	4,680	4,860
42	180	4,020	4,200	4,380	4,560	4,740	4,920
43	180	4,080	4,260	4,440	4,620	4,800	4,980
44	180	4,140	4,320	4,500	4,680	4,860	5,040
45	180	4,200	4,380	4,560	4,740	4,920	5,100
46	180	4,260	4,440	4,620	4,800	4,980	5,160
47	180	4,320	4,500	4,680	4,860	5,040	5,220
48	180	4,380	4,560	4,740	4,920	5,100	5,280
49	240	4,440	4,680	4,920	5,160	5,400	5,640
50	240	4,560	4,800	5,040	5,280	5,520	5,760
51	240	4,680	4,920	5,160	5,400	5,640	5,880
52	240	4,800	5,040	5,280	5,520	5,760	6,000
53	240	4,920	5,160	5,400	5,640	5,880	6,120
54	240	5,040	5,280	5,520	5,760	6,000	6,240
55	240	5,160	5,400	5,640	5,880	6,120	6,360
56	240	5,280	5,520	5,760	6,000	6,240	6,480
57	240	5,400	5,640	5,880	6,120	6,360	6,600
58	300	5,460	5,760	6,060	6,360	6,660	6,960
59	300	5,760	6,060	6,360	6,660	6,960	7,260
60	300	6,060	6,360	6,660	6,960	7,260	7,560
61	300	6,360	6,660	6,960	7,260	7,560	7,860
62	300	6,660	6,960	7,260	7,560	7,860	8,160
63	300	6,960	7,260	7,560	7,860	8,160	8,460
64	300	7,260	7,560	7,860	8,160	8,460	8,760
65	300	7,560	7,860	8,160	8,460	8,760	9,060
66	300	7,860	8,160	8,460	8,760	9,060	9,360
67	300	8,160	8,460	8,760	9,060	9,360	9,660
68	300	8,460	8,760	9,060	9,360	9,660	9,960
69	300	8,760	9,060	9,360	9,660	9,960	10,260
70	300	9,060	9,360	9,660	9,960	10,260	10,560
71	300	9,360	9,660	9,960	10,260	10,560	10,860
72	300	9,660	9,960	10,260	10,560	10,860	11,160
73	300	9,960	10,260	10,560	10,860	11,160	11,460
74	300	10,260	10,560	10,860	11,160	11,460	11,760

Labor Service Salary Schedule.

SALARY GRADE No.	Incre- ment.	RATES.					
		Mini- mum.	Seven through Twelve Months.	Thirteen through Eighteen Months.	Nineteen Months through Fifth Year.	Sixth Year through Ninth Year.	Maximum from Tenth Year.
1	\$50	\$2,400	\$2,460	\$2,520	\$2,580	\$2,640	\$2,700
2	60	2,460	2,520	2,580	2,640	2,700	2,760
3	60	2,520	2,580	2,640	2,700	2,760	2,820
4	60	2,580	2,640	2,700	2,760	2,820	2,880
5	60	2,640	2,700	2,760	2,820	2,880	2,940
6	60	2,700	2,760	2,820	2,880	2,940	3,000
7	60	2,760	2,820	2,880	2,940	3,000	3,060
8	60	2,820	2,880	2,940	3,000	3,060	3,120
9	60	2,880	2,940	3,000	3,060	3,120	3,180
10	60	2,940	3,000	3,060	3,120	3,180	3,240
11	60	3,000	3,120	3,180	3,240	3,300	3,360
12	60	3,180	3,240	3,300	3,360	3,420	3,480
13	60	3,300	3,360	3,420	3,480	3,540	3,600

Effective
date.

SECTION 2. This act shall take effect as of July first in the current year.

Approved August 27, 1949.

Chap.786 AN ACT INCREASING THE SALARY OF THE COMMISSIONER OF BANKS.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to make the increase of salary provided thereby effective without delay, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 26, § 2,
etc., amended.

Commissioner
of banks,
term, salary.

Section 2 of chapter 26 of the General Laws, as most recently amended by section 39 of chapter 591 of the acts of 1946, is hereby further amended by striking out, in line 6, the words "eighty-five hundred" and inserting in place thereof the words:— twelve thousand,— so as to read as follows:— *Section 2.* Upon the expiration of the term of office of a commissioner of banks, his successor shall be appointed for three years by the governor, with the advice and consent of the council. The commissioner shall receive such salary, not exceeding twelve thousand dollars, as the governor and council determine. He shall not be an officer of or directly or indirectly interested in any national bank or in any bank, trust company, corporation, business or occupation that requires his official supervision, and he shall not engage in any other business. He shall give bond with sureties in the sum of twenty thousand dollars, to be approved by the state treasurer, for the faithful performance of his duties.

Approved August 27, 1949.

AN ACT RELATIVE TO THE SALARY OF THE DIRECTOR OF REGISTRATION IN THE DEPARTMENT OF CIVIL SERVICE AND REGISTRATION. *Chap.787*

Be it enacted, etc., as follows:

Section 8 of chapter 13 of the General Laws, as most recently amended by section 1 of chapter 601 of the acts of 1948, is hereby further amended by striking out, in line 4, the words "thirty-four hundred" and inserting in place thereof the words:—four thousand,—so as to read as follows:— *Section 8.* The division of registration shall be under the supervision of a director, to be known as the director of registration, at such salary, not exceeding four thousand dollars, as the governor and council may determine. Upon the expiration of the term of office of a director, his successor shall be appointed by the governor, with the advice and consent of the council, for not exceeding five years.

G. L. (Ter. Ed.), 13, § 8, etc., amended.

Director of registration, term, salary.

Approved August 27, 1949.

AN ACT ESTABLISHING THE SALARIES OF THE COMMISSIONER AND ASSOCIATE COMMISSIONERS OF PUBLIC WORKS. *Chap.788*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for payment of an increase in the regular compensation of the commissioner and the associate commissioners of public works, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Chapter 16 of the General Laws is hereby amended by striking out section 2, as amended by section 19 of chapter 591 of the acts of 1946, and inserting in place thereof the following section:— *Section 2.* There shall be a department of public works which shall be under the supervision and control of a commissioner of public works and two associate commissioners. Upon the expiration of the term of office of a commissioner or an associate commissioner, his successor shall be appointed for three years by the governor, with the advice and consent of the council. The commissioner shall receive such salary, not exceeding fifteen thousand dollars, and the associate commissioners such salaries, not exceeding eight thousand dollars, as the governor and council may determine. The commissioner and associate commissioners shall be allowed their actual traveling and other necessary expenses.

G. L. (Ter. Ed.), 16, § 2, etc., amended.

Salary of commissioner and associate commissioners of public works.

SECTION 2. The compensation established by this act shall be allowed from July first of the current year.

Approved August 27, 1949.

Chap. 789 AN ACT RELATIVE TO THE COMPENSATION OF CERTAIN OFFICERS OF THE COMMONWEALTH.

Emergency
preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for payment of an increase in the regular compensation of certain officers of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter.
Ed.), 9, § 1,
etc., amended.

SECTION 1. Chapter 9 of the General Laws is hereby amended by striking out section 1, as amended by section 6 of chapter 591 of the acts of 1946, and inserting in place thereof the following:— *Section 1.* There shall be a department of the state secretary under his supervision and control, organized as provided in this chapter. The state secretary shall make a quarterly return on oath to the governor and council of all fees of office received by him, and give to the state treasurer a bond, in a penal sum and with sureties approved by the governor and council, conditioned satisfactorily to account for all money received by him in his official capacity. The state secretary shall receive a salary of nine thousand dollars per year.

G. L. (Ter.
Ed.), 10, § 1,
etc., amended.

Salary of the
state treasurer.

SECTION 2. Chapter 10 of the General Laws is hereby amended by striking out section 1, as amended by section 7 of said chapter 591, and inserting in place thereof the following:— *Section 1.* There shall be a department of the state treasurer, under his supervision and control, organized as provided in this chapter. The state treasurer shall receive a salary of nine thousand dollars.

G. L. (Ter.
Ed.), 11, § 1,
etc., amended.

Salary of the
state auditor.

SECTION 3. Chapter 11 of the General Laws is hereby amended by striking out section 1, as amended by section 8 of said chapter 591, and inserting in place thereof the following:— *Section 1.* There shall be a department to be known as the department of the state auditor under his supervision and control, organized as provided in this chapter. The state auditor shall receive a salary of nine thousand dollars and shall give to the state treasurer a bond for the faithful performance of his official duties in a penal sum and with sureties approved by the governor and council.

G. L. (Ter.
Ed.), 12, § 1,
etc., amended.

Salary of the
attorney
general.

SECTION 4. Chapter 12 of the General Laws is hereby amended by striking out section 1, as amended by section 10 of said chapter 591, and inserting in place thereof the following:— *Section 1.* There shall be a department of the attorney general, under his supervision and control, organized as provided in this chapter. The attorney general shall receive a salary of twelve thousand dollars. He shall be a member of the bar of the commonwealth.

SECTION 5. The compensation established by this act shall be allowed from January first in the current year.

Approved August 27, 1949.

AN ACT TO PROVIDE FOR A SPECIAL CAPITAL OUTLAY PROGRAM FOR THE COMMONWEALTH. *Chap. 790*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide funds immediately for a special capital outlay program for the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

SECTION 1. To provide for a special program of construction, reconstruction, alteration and improvement of various state institutions and properties, and for the purchase of certain property, the sums set forth in section two of this act, for the several purposes and subject to the conditions specified in said section two, are hereby made available, subject to the provisions of law regulating the disbursement of public funds and the approval thereof. It is further provided that all projects authorized by this act shall be considered as special appropriations, so called, as provided in section fourteen of chapter twenty-nine of the General Laws, as amended.

SECTION 2.

Service of the State Superintendent of Buildings.

Item

7804-01	For the purchase and installation of new elevators, and construction of elevator fronts in the state house and Ford building	\$300,000 00
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Service of the Massachusetts Aeronautics Commission.

7804-02	For the reimbursement to cities and towns for the state's share of airport construction, as provided in section fifty-one K of chapter ninety of the General Laws as amended by chapter five hundred and ninety-three of the acts of nineteen hundred and forty-seven, to be available for matching federal funds for the fiscal year nineteen hundred and forty-nine and succeeding years; provided, that this item shall not be subject to the provisions of section three of this act	\$450,000 00
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Service of the Youth Service Board.

7804-03	For the purchase and renovation of a building in the city of Boston, to carry out the purpose of section one of chapter five hundred and forty-two of the acts of nineteen hundred and forty-eight, an amount not to exceed the sum of one hundred and fifty thousand dollars	\$150,000 00
7804-04	For the alteration, renovation, equipment and furnishings of the Foxborough farm dormitory, so called, for use as a security unit under the provisions of chapter three hundred and ten of the acts of nineteen hundred and forty-eight	70,000 00

Item

7804-05	For certain improvements and additions to the power plant and electrical distribution system at the Lyman school for boys	\$138,000 00
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Service of the Department of Education.

State Teachers' College, Bridgewater:		
7813-01	For the purchase and installation of boilers	\$25,000 00
Lowell Textile Institute:		
7813-02	For the purchase and installation of a boiler	39,000 00
New Bedford Textile Institute:		
7813-03	For alterations, repairs and building renovations	70,000 00
Bradford Durfee Textile Institute:		
7813-08	For alterations, repairs and building renovations	50,000 00
Massachusetts Maritime Academy:		
7813-04	For certain repairs to, and renovation of, the state pier at Buzzards Bay, including dredging, alterations to present dock facilities and buildings, and the construction of a boat house, storage buildings and garage	120,000 00
University of Massachusetts:		
7813-05	For improvements to the steam, electric, water and sewage disposal systems, to be in addition to any funds appropriated for the purpose under item 8013-09 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	154,000 00
7813-06	For improvements to the electric generating plant	185,000 00
7813-07	For the construction of Reserve Officers' Training Corps facilities, including the renovation of the cavalry stable	65,000 00

Service of the Department of Mental Health.

Boston Psychopathic Hospital:		
7817-01	For certain improvements to the power plant, electrical and refrigeration systems, including the cost of equipment, to be in addition to any funds appropriated for the purpose under item 8117-05 of section two of chapter six hundred and seventy of the acts of nineteen hundred and forty-seven	\$23,000 00
7817-02	For certain plumbing improvements, to be in addition to any funds appropriated for the purpose under item 8017-02 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	45,000 00
Boston State Hospital:		
7817-03	For the purchase and installation of dry cleaning equipment	9,000 00

Item

7817-04	For the purchase and installation of radio equipment	\$7,500 00
7817-05	For certain plumbing improvements, to be in addition to any funds appropriated for the purpose under item 8017-03 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	35,000 00
Foxborough State Hospital:		
7817-06	For an addition to the tuberculosis building, including the cost of furnishings and equipment, to be in addition to any funds appropriated for the purpose under item 8017-12 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	135,000 00
Gardner State Hospital:		
7817-07	For the purchase and installation of dry cleaning equipment	9,000 00
7817-08	For the purchase and installation of stoker equipment	50,000 00
7817-09	To provide one hundred and twenty additional beds by the construction of an admission building, including the cost of furnishings and equipment	1,181,500 00
7817-10	For improvements to the sewage disposal system, to be in addition to any funds appropriated for the purpose under item 8017-17 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	25,000 00
7817-11	For water supply improvements, including the purchase of land and equipment, to be in addition to any funds appropriated for the purpose under item 8117-06 of section two of chapter six hundred and seventy of the acts of nineteen hundred and forty-seven	80,000 00
Medfield State Hospital:		
7817-12	For certain plumbing improvements, to be in addition to any funds appropriated for the purpose under item 8017-21 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	50,000 00
7817-13	For certain improvements to the sewage disposal system, including chlorination equipment and a sewer connection	22,000 00
7817-14	For the purchase and installation of stoker equipment, to be in addition to any funds appropriated for the purpose under item 8117-05 of section two of chapter six hundred and seventy of the acts of nineteen hundred and forty-seven	66,000 00
Metropolitan State Hospital:		
7817-15	To provide one hundred and fifty additional beds by the construction of a building for psychotic children, including the cost of furnishings and equipment	925,000 00

Item		
7817-16	For the purchase and installation of coal handling equipment, to be in addition to any funds appropriated for the purpose under item 8117-05 of section two of chapter six hundred and seventy of the acts of nineteen hundred and forty-seven .	\$76,000 00
	Northampton State Hospital:	
7817-17	To provide seventy-eight additional beds by the construction of a tuberculosis building, including the cost of furnishings and equipment	550,000 00
	Westborough State Hospital:	
7817-19	To provide three hundred additional beds by the construction of a tuberculosis building, including the cost of furnishings and equipment	1,750,000 00
7817-20	For the purchase and installation of cafeteria counters	9,000 00
7817-21	For the purchase and installation of turbo-generators, to be in addition to any funds appropriated for the purpose under item 8017-29 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	80,000 00
	Worcester State Hospital:	
7817-22	For the installation of male bathing units, including the cost of furnishings and equipment .	40,000 00
7817-23	For certain fireproofing, fire protection and plumbing in the Washburn wards, so called	280,000 00
7817-24	For the preparation of plans for a new building on the grounds of the Worcester state hospital to replace the Summer Street extension, so called	160,000 00
7817-25	For certain improvements in the electric distribution system at the Summer Street branch, so called, to be in addition to any funds appropriated for the purpose under item 8017-32 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight .	26,000 00
	Monson State Hospital:	
7817-26	For the construction of a piggery, including the cost of equipment, to be in addition to any funds appropriated for the purpose under item 8117-08 of section two of chapter six hundred and seventy of the acts of nineteen hundred and forty-seven .	9,000 00
7817-27	For certain improvements at the Children's Colony, including kitchen renovation, plumbing and rewiring, including the cost of furnishings and equipment	35,000 00
7817-28	For the construction of a building for young children, including the cost of furnishings and equipment, and for the purchase of certain land in connection therewith, to be in addition to any funds appropriated for the purpose under item 8017-35 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	28,500 00

Item

7817-29	For plumbing improvements, to be in addition to any funds appropriated for the purpose under item 8017-34 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	\$75,000 00
Belchertown State School:		
7817-30	For certain improvements to the sewage disposal system, including chlorination equipment	7,500 00
7817-31	For plumbing improvements, to be in addition to any funds appropriated for the purpose under item 8017-37 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight	25,000 00
Walter E. Fernald School:		
7817-32	For the renovation of the Narragansett Colony, so called, including the necessary building alterations, furnishings and equipment	75,000 00
7817-33	For the purchase and installation of laundry machinery	30,000 00
7817-34	To provide two hundred and fifty additional beds by the construction of a building for the blind feeble minded, including the cost of furnishings and equipment	1,750,000 00
7817-35	For the construction of a dairy group, so called, including the cost of furnishings and equipment	100,000 00
7817-36	For certain fireproofing and fire protection	100,000 00
Wrentham State School:		
7817-37	For the construction of an addition to the service building, including the cost of furnishings and equipment	300,000 00
7817-38	To provide twenty-eight additional beds by additions to the "A" and "K" buildings, so called, and to the Special hospital, including the cost of furnishings and equipment	55,000 00
7817-39	For the construction of a certain water line to the cottages, to be in addition to any funds appropriated for the purpose under item 7917-05 of chapter three hundred and nine of the acts of the current year	10,000 00
7817-40	For certain improvements to the refrigeration system, including the cost of necessary building alterations and equipment	50,000 00
7817-41	For improvements to the sewage disposal system	10,000 00
7817-42	For the construction of an addition to the storeroom, including the cost of furnishings and equipment	20,000 00
7817-43	To provide one hundred additional beds by the construction of a hospital building, including the cost of furnishings and equipment	400,000 00

Item

State School at Camp Myles Standish:	
7817-44	For the second and third stages, so called, of the construction of permanent buildings, including eight dormitories, nurses' home providing one hundred beds, service building, laundry, power plant and necessary utility systems and road work, and also including the cost of furnishings and equipment, to be in addition to any funds appropriated for the purpose under item 8017-40 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight . . . \$5,699,800 00

Service of the Department of Correction.

7818-01	For the construction of a state prison on land now owned by the commonwealth in Norfolk and Walpole, according to plans made under the provisions of item 8018-04 of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight, including housing facilities for five hundred and sixty inmates and for the cost of furnishings and equipment \$3,000,000 00
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Massachusetts Reformatory:	
7818-02	For certain improvements and additions to the power plant \$8,000 00

State Prison Colony:	
7818-03	For certain improvements to the water supply system 60,000 00

Service of the Department of Public Welfare.

Massachusetts Hospital School:	
7819-01	For the construction of a new infirmary, including the cost of furnishings and equipment \$375,000 00

7819-02	For improvements to the electrical distribution system, to be in addition to any funds appropriated for the purpose under item 8019-06 of section two of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight . . . 60,000 00
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Tewksbury State Hospital and Infirmary:	
7819-03	For certain improvements to the power plant 38,000 00

7819-04	For waterproofing the basement of the J. H. Nichols building 10,000 00
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Service of the Department of Public Health.

7820-01	For the construction of a six hundred bed chronic disease hospital in the Forest Hills area, according to plans made under the provisions of chapter seven hundred and thirty-two of the acts of nineteen hundred and forty-five, including power plant and employees' dormitories and the cost of furnishings and equipment \$11,000,000 00
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Item

Lakeville State Sanatorium:

7820-02	For the construction of a nurses' home, including the cost of furnishings and equipment	\$310,000 00
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North Reading State Sanatorium:

7820-03	For certain improvements to sewage disposal system	40,000 00
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Pondville Hospital:

7820-04	For the construction of an administration, out-patient, research and laboratory building, including the cost of furnishings and equipment	950,000 00
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7820-05	For certain improvements to the steam and electric distribution systems	46,000 00
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Service of the Department of Public Works.

7822-01	For the construction of certain flood control works in the city of Westfield; provided, that the city of Westfield shall enter into an agreement with the department of public works in accordance with the provisions of chapter five hundred and thirteen of the acts of nineteen hundred and thirty-nine and of section twenty-nine of chapter ninety-one of the General Laws to assume liability for damages in connection with this project, and agreeing to maintain said flood control works; and provided further, that this item shall not be subject to the provisions of section three of this act	\$125,000 00
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7822-02	For the repair of retaining walls on the westerly side of the Hoosic river in the neighborhood of Albert street and the repair and reconstruction of the walls on the southerly or easterly side of the Hoosic river in the neighborhood of North Summer street (vicinity of the Arnold Print Works) in or around the town of Adams; and provided further, that this item shall not be subject to the provisions of section three of this act	75,000 00
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7822-03	For the clearance, dredging and removal of obstructions in the Housatonic river, including its east and west branches, and for the clearance, dredging and removal of obstructions in the Hoosic river in the town of Cheshire, and for the construction of a bridge over the Konkopot river in the town of New Marlborough; provided that the cost of said work in the Hoosic river shall not exceed twenty-five thousand dollars, and that the cost of said bridge shall not exceed six thousand dollars; and provided further that this item shall not be subject to the provisions of section three of this act	131,000 00
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Service of the Department of Conservation.

7840-01	For certain repairs to the tramway, so called, at Skinner State Park	\$25,000 00
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Item		
7840-02	For the construction of a certain swimming pool, bath houses and appurtenant facilities at the Robinson State Park; provided, that, to cover this item and item 7840-01 of this act, the comptroller shall include in the assessment made under the provisions of section five of chapter one hundred and thirty-two A of the General Laws the sum of thirty-five thousand dollars yearly for the years nineteen hundred and fifty to nineteen hundred and fifty-four, inclusive, and shall credit said amounts to the General Fund . . .	\$150,000 00
7810-01	For the establishment of shellfish purification plants including the cost of land and the cost of construction and equipment . .	100,000 00
7850-01	To cover unexpected contingencies in the cost of projects authorized by this act, and by chapter six hundred and seventy of the acts of nineteen hundred and forty-seven and chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight, to be allocated by the commission on administration and finance, with the approval of the governor and council . . .	1,187,200 00

SECTION 3. Except as otherwise provided in this act, no payment shall be made or obligation incurred in carrying out any of the aforesaid projects until plans, specifications and contracts therefor, and alterations thereto subsequently proposed, have been approved by the Massachusetts public building commission, unless otherwise provided by such rules or regulations as said commission may make.

SECTION 4. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor and council, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor and council from time to time, but not exceeding, in the aggregate, the sum of thirty-four million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Second Capital Outlay Loan, Act of 1949, and shall be on the serial payment plan for such maximum term of years, not exceeding fifteen years, as the governor may recommend to the general court pursuant to section 3 of Article LXII of the amendments to the Constitution of the commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semi-annually at such rate as the state treasurer, with the approval of the governor, shall fix, but such bonds shall be payable not earlier than July first, nineteen hundred and fifty-five, nor later than June thirtieth, nineteen hundred and sixty-five.

Approved August 29, 1949.

AN ACT RELATIVE TO THE RETIREMENT OF MICHAEL E. STEWART. *Chap.791*

Be it enacted, etc., as follows:

SECTION 1. Any provision of law to the contrary notwithstanding, the town of Scituate may reinstate Michael E. Stewart as chief of the police department of said town for the purpose of retirement only. Upon such reinstatement, the Plymouth county retirement board shall receive an application by said Michael E. Stewart for retirement in accordance with the provisions of section seven of chapter thirty-two of the General Laws, as amended; provided, however, that no such retirement shall be allowed except after the certification of the medical panel as required in said section.

SECTION 2. This act shall take effect upon its passage.

Approved August 29, 1949.

AN ACT EXTENDING THE INHERITANCE TAX LAW TO INTERESTS ARISING OR ACCRUING BY SURVIVORSHIP IN TENANCIES BY THE ENTIRETY. *Chap.792*

Be it enacted, etc., as follows:

SECTION 1. The first sentence of section 1 of chapter 65 of the General Laws, as amended by section 1 of chapter 605 of the acts of 1941, is hereby further amended by inserting after the word "ownership" in line 17 the words:—, or in any tenancy by the entirety, — by striking out, in line 18, the words "joint owner", — and by inserting after the word "ownership" in line 19 the words:— or tenancy by the entirety, — so as to read as follows:— All property within the jurisdiction of the commonwealth, corporeal or incorporeal, and any interest therein, belonging to inhabitants of the commonwealth, and all real estate or any interest therein and all tangible personal property within the commonwealth belonging to persons who are not inhabitants of the commonwealth except such an interest in such real estate as is represented by a mortgage or by a transferable certificate of participation or share of an association, partnership or trust, which shall pass by will, or by laws regulating intestate succession, or by deed, grant or gift, except in cases of a bona fide purchase for full consideration in money or money's worth, made in contemplation of the death of the grantor or donor or made or intended to take effect in possession or enjoyment after his death, and any beneficial interest therein which shall arise or accrue by survivorship in any form of joint ownership, or in any tenancy by the entirety in which the decedent contributed during his life any part of the property held in such joint ownership or tenancy by the entirety or of the purchase price thereof, to any person, absolutely or in trust, except (1) to or for the use of charitable, educational or religious societies or institutions which are organized under the laws of, or whose principal

G. L. (Ter. Ed.), 65, § 1, etc., amended.

Taxation of legacies and successions.

Exemptions.

objects are carried out within, the commonwealth or which are organized under the laws of, or whose principal objects are carried out within, some other state of the United States which exempts from similar taxation legacies and devises by its citizens to or for the use of such societies or institutions which are organized under the laws of, or whose principal objects are carried out within, the commonwealth, or (2) for or upon trust for any charitable purposes to be carried out within the commonwealth or within any other state of the United States which exempts from similar taxation legacies and devises by its citizens for charitable purposes to be carried out within this commonwealth, or (3) to or for the use of the commonwealth or any town therein for public purposes, shall be subject to a tax at the percentage rates fixed by the following table:

G. L. (Ter. Ed.), 65, § 1, etc., further amended.

Same subject.

SECTION 2. Said section 1 of said chapter 65 is hereby further amended by inserting immediately after the table contained therein the following paragraph:—

Provided, however, that in the case of any beneficial interest arising or accruing by survivorship of a husband or wife in a tenancy by the entirety in single family residential property occupied by such husband and wife as a domicile, there shall be allowed an exemption of such property to the extent of its value, and in multiple family residential property so occupied there shall be allowed an exemption of such property to the extent of twenty-five thousand dollars of its value.

Approved August 29, 1949.

Chap. 793 AN ACT AUTHORIZING MUNICIPALITIES, WATER SUPPLY, FIRE AND WATER DISTRICTS AND WATER COMPANIES TO RESTRAIN THE USE OF WATER DURING AN EMERGENCY.

Emergency preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose which is to protect the public health, welfare and safety during any emergency, therefore it is declared to be an emergency law, necessary for the immediate preservation of the public health, welfare and safety.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 40, new § 41A, added. Municipalities, etc., may restrain use of water during an emergency.

Chapter 40 of the General Laws is hereby amended by inserting after section 41 the following section:— *Section 41A.* A board of water commissioners or a board of public works with the duties of water commissioners of a municipality, water supply, fire and water district or water company having control of water supplies may, on behalf of their respective bodies politic or corporate, upon notification to the water takers, restrain the use of water on public and private premises by shutting off the water at the meter or at the curb cock or by other means as the case may be, during a drought, hurricane, conflagration or other disaster when in the opinion of the department of public health an emergency exists.

Approved August 29, 1949.

AN ACT RELATIVE TO THE SALARY OF SUPERINTENDENTS OF SCHOOLS IN UNIONS. *Chap. 794*

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by striking out sections 64 and 65, as appearing in the Tercentenary Edition, and inserting in place thereof the following: — *Section 64.* The salary of the superintendent in such a union shall be not less than the amounts provided in the following schedule: forty-four hundred dollars for the first year of service, forty-six hundred dollars for the second year, forty-eight hundred dollars for the third year, five thousand dollars for the fourth year. If his salary is not in excess of fifty-six hundred dollars the union shall, and otherwise may, reimburse him for his actual traveling expenses incurred in the discharge of his duties, but such reimbursement may be limited by the committee to six hundred dollars a year.

G. L. (Ter. Ed.), 71, §§ 64 and 65, amended.

Salary of superintendent of schools in union.

Section 65. When the chairman and secretary of the joint committee shall certify to the comptroller, on oath, that the towns unitedly have employed a superintendent of schools for the year ending on June thirtieth and have complied with section sixty-three, a warrant shall, upon approval of the department, be drawn upon the state treasurer for the payment of two thirds of the sum of the following amounts: (1) the amount paid the superintendent as salary not including any such amount in excess of five thousand dollars, and (2) the amount reimbursed to the superintendent for traveling expenses, not including any such amount in excess of six hundred dollars. The amount stated in the warrant shall be apportioned and distributed among the towns forming the union in proportion to the amount expended by them for the salary and traveling expenses of the superintendent; provided, that the amount proportioned to any town whose valuation then exceeds four million five hundred thousand dollars or to any town whose valuation exceeded two million five hundred thousand dollars at the time of its entry into a union, shall be retained by the commonwealth.

Salary and expenses of superintendent to be paid by warrant drawn on state treasurer.

Approved August 29, 1949.

AN ACT INCREASING THE SALARIES OF THE COMMISSIONER AND THE ASSOCIATE COMMISSIONERS OF THE METROPOLITAN DISTRICT COMMISSION. *Chap. 795*

Be it enacted, etc., as follows:

Chapter 28 of the General Laws is hereby amended by striking out section 2, as amended by section 42 of chapter 591 of the acts of 1946, and inserting in place thereof the following: — *Section 2.* The commissioner shall receive such salary, not exceeding fifteen thousand dollars, and each associate commissioner such salary, not exceeding four thousand dollars, as the governor and council determine.

G. L. (Ter. Ed.), 28, § 2, etc., amended.

Salary of commissioner and associate commissioners.

Approved August 29, 1949.

Chap.796 AN ACT FURTHER REGULATING THE GRANTING OF OLD AGE ASSISTANCE, SO CALLED, AND IMPOSING AN EXCISE ON CIGARS AND OTHER TOBACCO.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 118A, § 1, etc., amended.

"Leisure Time Activities", payments to old age recipients.

Tax on cigars and other tobacco to go to old age fund.

Effective date.

SECTION 1. Section 1 of chapter 118A of the General Laws, as amended, is hereby further amended by inserting after the second paragraph the following paragraph:—

Each local board of public welfare shall include in the budget of each recipient an item, to be known as "Leisure Time Activities", under which there shall be paid to each recipient, in addition to the minima provided by the first paragraph of this section, the sum of four dollars monthly. Cities and towns making payments under this paragraph shall be reimbursed by the commonwealth to the full amount thereof, notwithstanding any other provision of law.

SECTION 2. The provisions of chapter sixty-four C of the General Laws, imposing an excise on cigarettes shall, so far as apt, apply to cigars, and to tobacco sold otherwise than in the form of cigarettes or cigars, except that the excise on cigars and such tobacco shall equal ten per cent of the retail price thereof. All revenue received under this section shall be credited to the old age assistance fund.

SECTION 3. This act shall take effect on December first in the current year.

Approved August 29, 1949.

Chap.797 AN ACT RELATIVE TO THE MAKING OF CONTRACTS BY COUNTY COMMISSIONERS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 34, § 17, etc., amended.

Certain contracts made by county commissioners, regulated.

Section 17 of chapter 34 of the General Laws, as appearing in chapter 74 of the acts of 1932, is hereby amended by striking out the third sentence and inserting in place thereof the following:— All such contracts shall, except as herein-after provided, be made only after notice inviting bids therefor has been posted for at least one week in a conspicuous place in each county building where the county commissioners have an office. All such contracts exceeding three thousand dollars in amount shall be made only after such notice has been so posted and after such contracts have been advertised at least once in a newspaper, if any, published in the city or town wherein the public building, bridge, highway or public work or institution to be supplied in accordance with the contract is or is to be situated; and once in any newspaper of general circulation in the county.

Approved August 29, 1949.

AN ACT PROVIDING FOR PARKING FACILITIES NEAR TERMINALS AND STATIONS OF THE METROPOLITAN TRANSIT AUTHORITY. Chap. 798

Be it enacted, etc., as follows:

SECTION 1. Section 8A of chapter 544 of the acts of 1947, inserted by section 3 of chapter 572 of the acts of the current year, is hereby amended by inserting after paragraph (i) the following new paragraph:—

(i½) The authority may, from time to time, establish, at or near its terminals and stations, such off-street parking facilities as the authority may deem necessary and in connection therewith may make suitable alterations of its terminals and stations. For the purpose of establishing such facilities, the authority shall have and exercise in its own name and behalf the same powers as are conferred upon the authority by paragraph (i) of this section for the purpose of making alterations. Without limiting the generality of the foregoing, the authority, for the purpose of establishing off-street parking facilities under this paragraph, may use any land owned by it or may acquire by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws or by purchase, gift, devise or otherwise, but not by lease, and may hold, land or any interest therein except a leasehold estate, provided, however, that no land which is being used on the effective date of this paragraph for off-street parking facilities shall, so long as such use is continued, be acquired by eminent domain by the authority for said purpose except with the consent of the owner of the land sought to be taken. Lands devoted to a public use, including, without limiting the generality of the foregoing, public ways, parks and playgrounds and lands held for school purposes, may be so acquired with the consent of the board or officer having control of such lands. The authority shall have power to clear, grade, surface or resurface any land acquired or used for the purposes of this paragraph, and to construct thereon facilities for parking. The authority shall make available for use by passengers using its terminals or stations every parking facility established under this paragraph. The authority may permit such use without charge or upon payment of such fee as the authority may from time to time determine. The provisions of section fifty-six of chapter one hundred and forty-eight of the General Laws shall not apply to any open air parking space maintained or conducted under this paragraph. Any land acquired under this paragraph for an off-street parking facility shall not be used for any purpose other than the parking of motor vehicles.

SECTION 2. Paragraph (j) of said section 8A, as so inserted, is hereby amended by striking out the first sentence and inserting in place thereof the following:— For the purpose of providing not exceeding five million dollars to make alterations under paragraph (i) of this section, for the pur-

pose of providing funds to pay any damages recovered under said paragraph (i), for the purpose of providing not exceeding one million five hundred thousand dollars to establish off-street parking facilities under paragraph (i½) of this section, for the purpose of providing funds to complete, as provided in paragraph (h) of this section, the extension of rapid transit facilities provided for by chapter six hundred and ninety-two of the acts of nineteen hundred and forty-five, as amended, and the alterations described in section one of chapter five hundred and twenty of the acts of nineteen hundred and forty-eight, and for the purpose of refunding again and again bonds issued under this paragraph, the authority shall from time to time, issue to the district, bonds of the authority for such terms and bearing such rates of interest as are hereinafter provided.

SECTION 3. This act shall take effect upon its passage.

Approved August 30, 1949.

Chap.799 AN ACT RELATIVE TO THE SALARIES OF FOURTH ASSISTANT CLERKS IN DISTRICT COURTS.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 218, § 80, etc., amended.

Salaries of assistant clerks of district courts.

Chapter 218 of the General Laws is hereby amended by striking out section 80, as most recently amended by section 5 of chapter 667 of the acts of 1948, and inserting in place thereof the following:—*Section 80.* In courts in which the salaries of clerks are established by section seventy-nine, the salaries of assistant clerks other than second, third and fourth assistant clerks, shall be equal to seventy-five per cent, the salaries of second assistant clerks shall be equal to sixty per cent, and the salaries of third and fourth assistant clerks shall be equal to forty-five per cent of the salaries of the clerks of their respective courts.

Approved August 30, 1949.

Chap.800 AN ACT PROVIDING FOR A THIRD ASSISTANT CLERK OF THE MUNICIPAL COURT OF THE DORCHESTER DISTRICT.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 218, § 10, etc., amended.

Authorizing a third assistant clerk for Dorchester municipal court.

The second paragraph of section 10 of chapter 218 of the General Laws, as appearing in section 1 of chapter 222 of the acts of 1938, is hereby amended by inserting after the word "district" in line 3 the words:—, the municipal court of the Dorchester district, — so as to read as follows:—

Third assistant clerks with salaries payable by the county may be appointed in the municipal court of the Roxbury district, the municipal court of the Dorchester district and, subject to the approval of the county commissioners, in the first district court of eastern Middlesex, the third district court of eastern Middlesex and the district court of East Norfolk.

Approved August 30, 1949.

AN ACT RELATIVE TO THE REGULAR COMPENSATION OF THE FLOOR LEADERS OF THE SENATE AND HOUSE OF REPRESENTATIVES AND OTHERS. Chap.801

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide for payment of an increase in the regular compensation of the floor leaders of the senate and house of representatives during the current session, in addition to that already authorized by law, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience. Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 9 of chapter 3 of the General Laws, as amended, is hereby further amended by inserting after the second sentence the following sentences:— The floor leaders of each of the major political parties in the senate and house of representatives shall each receive eighteen hundred and seventy-five dollars additional compensation. The chairman of the senate committee on ways and means, the chairman and the vice-chairman of the house committee on ways and means shall each receive eighteen hundred and seventy-five dollars additional compensation. G. L. (Ter. Ed.), 3, § 9, etc., amended. Salaries of certain floor leaders and other members of the general court.

SECTION 2. The compensation established by this act shall be allowed from January first of the current year.

Approved August 31, 1949.

AN ACT RELATIVE TO THE TERMS OF CERTAIN BONDS AND NOTES TO BE ISSUED BY THE COMMONWEALTH. Chap.802

Whereas, The deferred operation of this act would cause great inconvenience in the issues of bonds and notes to carry out the purposes of various acts passed at the current session of the general court, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience. Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under section five of chapter forty-nine of the acts of nineteen hundred and thirty-three, as amended by section two of chapter seventy-nine of the acts of the current year, shall be issued for maximum terms of years to expire not later than June thirtieth, nineteen hundred and fifty-four, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 2. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter three hundred and six of the acts of the current year, providing for an accelerated highway program, shall be issued for maximum terms of ten years, and

shall be payable not earlier than July first, nineteen hundred and fifty-one, nor later than June thirtieth, nineteen hundred and sixty-three, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 3. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter three hundred and nine of the acts of the current year, to provide for a special capital outlay program for the commonwealth, shall be issued for maximum terms of five years, and shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, nineteen hundred and fifty-five, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 4. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under chapter five hundred and forty-three of the acts of nineteen hundred and forty-three, as amended by section one of chapter four hundred and ninety-four of the acts of the current year, shall be issued for maximum terms of five years, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 5. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter five hundred and seventy-five of the acts of the current year, to provide additional funds for the purpose of constructing an additional water main from the Middlesex Fells reservoir through the cities and towns of Melrose, Saugus, Lynn and Swampscott to Marblehead, shall be issued for maximum terms of thirty years, and shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, two thousand and five, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 6. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter six hundred and five of the acts of the current year, relative to the construction by the metropolitan district commission of an aqueduct system from Wachusett reservoir to the Merrimack valley to supply additional towns and districts with water, shall be issued for maximum terms of fifty years, and shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, two thousand and five, as recommended by the

governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 7. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter six hundred and six of the acts of the current year, further providing for sewage disposal needs of the north and south metropolitan sewerage districts and communities which now or hereafter may be included in said districts, shall be issued for maximum terms of thirty years, and shall be payable not earlier than July first, nineteen hundred and fifty, nor later than June thirtieth, nineteen hundred and ninety, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 8. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter seven hundred and forty-five of the acts of the current year, relative to the continued development of the General Edward Lawrence Logan airport at East Boston, shall be issued for maximum terms of nine years, and shall be payable not earlier than July first, nineteen hundred and fifty-two, nor later than June thirtieth, nineteen hundred and fifty-seven, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

SECTION 9. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter seven hundred and ninety of the acts of the current year, to provide for a special capital outlay program for the commonwealth, shall be issued for maximum terms of fifteen years, and shall be payable not earlier than July first, nineteen hundred and fifty-five, nor later than June thirtieth, nineteen hundred and sixty-five, as recommended by the governor in a message to the general court, dated August thirtieth, nineteen hundred and forty-nine, in pursuance of section 3 of Article LXII of the amendments to the constitution of the commonwealth.

Approved August 31, 1949.

AN ACT AUTHORIZING THE TRANSFER OF CERTAIN LAND ON TREMONT STREET IN THE CITY OF BOSTON FROM THE PARK DEPARTMENT TO THE PUBLIC WELFARE DEPARTMENT OF SAID CITY. Chap.803

Be it enacted, etc., as follows:

SECTION 1. The park department of the city of Boston is hereby authorized to transfer to the overseers of the

public welfare of said city, acting as a department of said city, control and charge of any part or parts or the whole of the parcel of land containing approximately thirteen thousand seven hundred and thirty-seven square feet situated on the northeasterly side of Tremont street in the Mission Hill district of Roxbury in said city, bounded by property of Ruth E. Hallburg, Pius B. Moritz, Boston Housing Authority and the city of Boston, and held by said city for park department purposes. Said transfer shall take effect upon acceptance thereof by vote of said overseers of the public welfare. Thereafter so much of said land as is transferred hereunder shall be under the control and charge of said overseers of the public welfare and shall be held like any land held by said city for the purposes of its public welfare department.

SECTION 2. This act shall take full effect upon its acceptance during the current year by vote of the city council of said city, subject to the provisions of its charter, but not otherwise.

Approved August 31, 1949.

Chap. 804 AN ACT PROVIDING FOR THE PAYMENT TO CERTAIN CITIES AND TOWNS OF THE COMMONWEALTH SUMS OF MONEY IN LIEU OF THE CORPORATE FRANCHISE TAXES TO WHICH THEY WERE ENTITLED FOR THE YEARS NINETEEN HUNDRED AND FORTY-THREE TO NINETEEN HUNDRED AND FORTY-SIX, INCLUSIVE.

Be it enacted, etc., as follows:

Notwithstanding any provision of law regulating the determination of the total amounts of receipts from taxes paid by domestic business and domestic manufacturing corporations and foreign manufacturing corporations to be paid to cities and towns, there is hereby appropriated the sum of one million, six hundred four thousand and fifty-nine dollars and forty-three cents to be paid for from said receipts as early as may be in the calendar year nineteen hundred and fifty. Said amount shall be distributed, credited and paid to the cities and towns of the commonwealth in accordance with the accompanying schedule; provided, that no payment hereunder shall be made to any city or town which has received the amounts due to it under the provisions of section twenty-four of chapter fifty-eight of the General Laws, as amended, for the years nineteen hundred and forty-three, nineteen hundred and forty-four, nineteen hundred and forty-five and nineteen hundred and forty-six.

Abington	\$11,669 48	Ashburnham	\$15 56
Acushnet	1,733 97	Ashby	947 49
Adams	5,479 04	Ashfield	1,268 67
Agawam	11,827 50	Athol	3,377 18
Alford	129 49	ATTLEBORO	109 78
Amesbury	142 97	Auburn	7,546 23
Amherst	6,700 41	Avon	2,121 15
Andover	1,016 81	Ayer	1,180 34
Arlington	9,949 79	Barnstable	2,274 19

Becket	\$649 08	Halifax	\$1,622 55
Belchertown	678 10	Hampden	320 93
Bellingham	2,296 64	Hancock	112 62
Belmont	3,367 16	Hanover	5,530 52
Berlin	2,776 35	Hanson	2,884 81
Bernardston	737 99	Hardwick	301 15
Billerica	2,704 34	Harvard	522 56
Blackstone	2,769 99	Harwich	726 72
Bolton	1,892 18	Hatfield	812 86
Boston	83 80	HAVERHILL	6,986 24
Bourne	7,467 43	Hawley	70 31
Boxford	80 71	Heath	163 47
Braintree	74 20	Hingham	1,971 84
Brewster	164 43	Hinsdale	560 95
Bridgewater	6,691 16	Holbrook	5,645 67
Brimfield	278 83	Hopedale	1,177 34
Brockton	112,838 03	Hull	1,884 67
Brookfield	508 19	Huntington	588 71
Buckland	6,776 16	Kingston	3,336 16
CAMBRIDGE	30,783 16	Lakeville	34 08
Carver	6,663 94	Lancaster	560 25
Charlemont	319 55	Lanesborough	666 07
Chatham	362 60	LAWRENCE	5,670 14
Chelmsford	3,493 86	Lee	3,089 70
Cheshire	324 60	Lenox	1,900 59
Chester	430 24	LEOMINSTER	4,074 90
Chesterfield	493 85	Leverett	1,127 27
CHICOPEE	31,492 99	Lexington	1,618 66
Chilmark	26 93	Leyden	192 61
Clarksburg	63 91	Longmeadow	3,493 84
Clinton	6,920 95	LOWELL	53,369 79
Cohasset	5,494 82	Ludlow	2,920 51
Colrain	813 73	Lunenburg	1,785 02
Conway	778 51	LYNN	47,563 92
Cummington	301 96	Lynnfield	395 66
Dalton	2,143 26	Manchester	3,626 63
Dartmouth	3,489 51	Mansfield	3,021 36
Dedham	31 44	Marblehead	1,650 85
Deerfield	2,628 17	Marion	5,986 41
Dennis	395 75	MARLBOROUGH	24,906 17
Dighton	92 61	Marshfield	3,438 96
Douglas	3,389 96	Mashpee	119 76
Dracut	2,492 99	Mattapoisett	1,418 88
Dunstable	30 31	Medfield	1 64
Duxbury	3,000 45	MEDFORD	60,967 68
East Bridgewater	34,946 03	Medway	2 87
East Brookfield	319 25	MELROSE	44,028 14
East Longmeadow	1,631 02	Mendon	1,383 57
Eastham	133 68	Merrimac	41 62
Easthampton	5,451 95	Methuen	769 68
Easton	4,238 27	Middlefield	144 24
Edgartown	153 47	Milford	7,608 14
Egremont	456 68	Millbury	7,188 11
Erving	312 59	Millville	989 28
Essex	1,886 50	Monson	1,077 25
EVERETT	95,678 03	Montague	58,127 47
Fairhaven	3,939 02	Monterey	432 63
FALL RIVER	12,343 58	Montgomery	183 68
Falmouth	1,446 97	Nahant	592 64
FITCHBURG	97,065 84	Nantucket	5,708 83
Florida	191 74	New Ashford	296 76
Foxborough	9,037 04	NEW BEDFORD	106,697 42
Franklin	20,818 83	New Braintree	2 70
Freetown	803 61	New Marlborough	691 24
GARDNER	110 99	NEWBURYPORT	1,703 23
Gill	2,494 71	Norfolk	117 85
GLOUCESTER	48,153 92	NORTH ADAMS	18,894 30
Goshen	120 27	North Andover	282 03
Grafton	7,153 49	North Attleborough	3,195 84
Granby	1,249 79	North Brookfield	1,368 90
Granville	471 26	NORTHAMPTON	6,746 04
Great Barrington	2,281 11	Northborough	3,602 96
Greenfield	17,658 17	Northbridge	4,409 40
Groton	2 60	Northfield	1,527 53
Groveland	47 27	Norton	10,423 85
Hadley	914 31	Norwell	4,415 67

Norwood . . .	\$556 67	Stoughton . . .	\$9,658 63
Oak Bluffs . . .	306 19	Sunderland . . .	447 90
Orange . . .	1,056 92	Sutton . . .	2,788 90
Orleans . . .	295 08	Swampscott . . .	2,344 21
Otis . . .	502 21	Swansea . . .	340 01
Palmer . . .	6,658 08	TAUNTON . . .	138 69
PEABODY . . .	22 14	Tewksbury . . .	2,205 29
Pelham . . .	129 65	Tisbury . . .	1,078 31
Pembroke . . .	4,177 98	Tolland . . .	178 00
Pepperell . . .	45 77	Townsend . . .	2,009 08
Peru . . .	96 40	Truro . . .	2,614 16
Phillipston . . .	27 68	Tyngsborough . . .	128 67
PITTSFIELD . . .	32,705 44	Tyringham . . .	67 51
Plainfield . . .	488 98	Upton . . .	3,082 71
Plainville . . .	2,970 12	Uxbridge . . .	5,483 99
Plymouth . . .	36,873 25	Wakefield . . .	100 04
Plympton . . .	1,004 71	Walpole . . .	5 23
Provincetown . . .	3,986 44	Ware . . .	2,544 36
Randolph . . .	10,598 55	Wareham . . .	16,409 16
Raynham . . .	1,186 37	Warren . . .	735 77
Reading . . .	249 25	Warwick . . .	12 18
REVERE . . .	12,032 15	Washington . . .	89 61
Richmond . . .	362 06	Wellfleet . . .	220 70
Rochester . . .	2,819 82	Wendell . . .	218 16
Rockland . . .	6,841 91	West Bridgewater . . .	3,838 47
Rockport . . .	5,291 40	West Brookfield . . .	888 82
Rowe . . .	115 04	West Springfield . . .	14,510 20
Royalston . . .	67 07	West Stockbridge . . .	1,116 50
Russell . . .	217 45	West Tisbury . . .	39 32
SALEM . . .	19,622 18	Westborough . . .	8,023 92
Salisbury . . .	33 08	WESTFIELD . . .	4,468 74
Sandisfield . . .	251 70	Westford . . .	2,227 16
Sandwich . . .	317 37	Westhampton . . .	144 00
Saugus . . .	2,478 21	Westport . . .	817 43
Savoy . . .	63 39	Westwood . . .	8 70
Scituate . . .	10,096 98	Weymouth . . .	37,636 19
Seekonk . . .	45 35	Whately . . .	471 45
Sharon . . .	33 93	Whitman . . .	8,243 88
Sheffield . . .	497 98	Wilbraham . . .	822 64
Shelburne . . .	2,146 88	Williamsburg . . .	590 48
Shirley . . .	12 97	Williamstown . . .	3,023 04
Somerset . . .	314 03	Winchester . . .	3,137 84
SOMERVILLE . . .	7,173 13	Windsor . . .	679 03
South Hadley . . .	494 32	Winthrop . . .	4,007 85
Southampton . . .	770 14	WOBURN . . .	1,738 61
Southborough . . .	2,572 13	Worthington . . .	315 78
Southwick . . .	925 42	Wrentham . . .	6,882 79
SPRINGFIELD . . .	6,503 96	Yarmouth . . .	381 67
Sterling . . .	7 00		
Stockbridge . . .	1,075 33	Total . . .	\$1,604,059 43
Stoneham . . .	261 23		

Approved August 31, 1949.

Chap. 805 AN ACT RELATIVE TO THE SALARY OF THE JUSTICE OF THE SECOND DISTRICT COURT OF BRISTOL.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 218, § 77A, etc., amended.

Salary of the judge, second district court of Bristol.

SECTION 1. Section 77A of chapter 218 of the General Laws, inserted by section 1 of chapter 656 of the acts of 1948, is hereby amended by inserting after the first sentence the following sentence:—The salary of the justice of the second district court of Bristol shall be eight thousand dollars,—and by inserting after the word “Worcester” in line 7 the words:—and the second district court of Bristol,—so as to read as follows:—*Section 77A.* The salaries of the justices of the district court of Springfield, central district court of Worcester, first district court of

eastern Middlesex and third district court of eastern Middlesex shall be nine thousand dollars each. The salary of the justice of the second district court of Bristol shall be eight thousand dollars. The salaries of the clerks of said district courts shall be sixty-seven hundred and fifty dollars each except the clerk and assistant clerks of the central district court of Worcester and the second district court of Bristol. The salaries of the first assistant clerks of said courts shall be equal to seventy-five per cent, the salaries of the second assistant clerks of said courts shall be equal to sixty per cent, and the salaries of the third assistant clerks of said courts shall be equal to forty-five per cent of the salaries of the clerks of their respective courts. Such justices and clerks shall devote their entire time during ordinary business hours to their respective duties and shall not, directly or indirectly, engage in the practice of law. Each of said justices shall sit in his own court and, in addition, perform such other duties as district court justice as the administrative committee may from time to time assign to him.

SECTION 2. Section 78 of said chapter 218, as amended, is hereby further amended by striking out, in lines 11 and 12, as appearing in section 3 of chapter 667 of the acts of 1948, the words "second district court of Bristol,".

G. L. (Ter. Ed.), 218, § 78, etc., amended.

SECTION 3. The salary of the clerk of the second district court of Bristol shall not be increased by reason of the increase of the salary of the justice of said court as provided in section one of this act.

SECTION 4. This act shall take effect upon its passage.
Approved August 31, 1949.

AN ACT PROVIDING FOR A SERGEANT-AT-ARMS OF THE HOUSE OF REPRESENTATIVES, AND INCREASING THE NUMBER OF APPOINTEES OF THE SERGEANT-AT-ARMS OF THE GENERAL COURT. *Chap. 806*

Whereas, The deferred operation of this act would tend to defeat its purpose, which in part is to have its provisions become effective immediately, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Emergency preamble.

Be it enacted, etc., as follows:

SECTION 1. Section 15 of chapter 3 of the General Laws, as amended, is hereby further amended by adding the following paragraph:—The house of representatives may choose a sergeant-at-arms of the house of representatives who shall perform such duties as may be prescribed by the committee on rules of the house, and in case of the disability or necessary absence of the sergeant-at-arms of the general court he shall perform the duties of said sergeant-at-arms during such disability or absence. He shall receive such salary as may be established by the committee on rules of the house.

G. L. (Ter. Ed.), 3, § 15, etc., amended.
Sergeant-at-arms of house of representatives, authorized.

G. L. (Ter. Ed.), 3, § 16, amended.

Assistant sergeant-at-arms, authorized.

SECTION 2. Said chapter 3 is hereby further amended by striking out section 16 and inserting in place thereof the following:— *Section 16.* In case of the disability or necessary absence of the sergeant-at-arms and of the sergeant-at-arms of the house of representatives, the sergeant-at-arms may appoint, with the approval of the presiding officers of the two branches of the general court or, during its recess, of the governor, an assistant sergeant-at-arms to perform the duties of the sergeant-at-arms during such disability or absence. His compensation shall be paid by the sergeant-at-arms, who shall be responsible for his fidelity and good conduct in office; but for misconduct or other sufficient cause he may be removed by the general court or, during its recess, by the governor and council.

G. L. (Ter. Ed.), 3, § 19, etc., amended.

Doorkeepers, court officers, etc., increased.

SECTION 3. Section 19 of said chapter 3, as amended by chapter 210 of the acts of 1935, is hereby amended by striking out, in lines 3 and 4, the word "forty-three" and inserting in place thereof the word:— sixty, — so as to read as follows:— *Section 19.* The number of doorkeepers, assistant doorkeepers, general court officers and pages of the senate and of the house shall not exceed sixty in all.

Approved August 31, 1949.

Chap. 807 AN ACT MAKING CERTAIN CHANGES IN THE RETIREMENT LAW.

Emergency preamble.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to make the changes in the retirement law provided thereby effective without delay, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

G. L. (Ter. Ed.), 32, § 28D, etc., amended.

Retirement of certain members of the general court and constitutional officers.

SECTION 1. Chapter 32 of the General Laws is hereby amended by striking out section 28D, inserted by section 2 of chapter 589 of the acts of 1948, and inserting in place thereof the following:— *Section 28D.* Any provisions of sections one to twenty-eight, inclusive, to the contrary notwithstanding, any member of the general court or any member of the executive council or any constitutional officer who has served as such for not less than six years in the aggregate and who shall cease to hold office as such and who has attained age fifty-five shall, upon his request, be retired by the state board of retirement; provided, that such applicant became a member of the state employees' retirement system prior to the date he ceased to hold such office and has paid into the annuity savings fund of said system such sums and under such conditions as are provided by section seven of chapter six hundred and sixty of the acts of nineteen hundred and forty-seven for prior service, and if not so retired the accumulated total deductions may, upon request by such member or officer, be withdrawn, otherwise the retirement allowance shall be deferred as provided in subsection (3) of section ten.

The yearly retirement allowance to be paid to any member of the general court or any member of the executive council or any constitutional officer who has served as such for not less than six years in the aggregate and who is retired under the provisions of this section shall be a sum equal to one fourth of the regular annual rate of compensation received by such member or officer during the last year preceding the date of retirement or termination of service, and an additional amount equal to four per cent of said annual compensation for each year of creditable service as a member of the general court or as a member of the executive council or as a constitutional officer after the first six; provided, that the total amount of the allowance shall in no case exceed four fifths of the regular annual compensation received by such member or officer during the last year of such service; and provided further, that the total amount of the allowance shall be reduced by one twelfth of one per cent for each full month by which the date of retirement precedes the last day of the month in which such member or officer will attain age sixty-five. The provisions of clause (ii) of paragraph (c) of subsection (2) of section five, and the provisions of sections fifty-six to sixty A, inclusive, of this chapter shall not apply to any service rendered as a member of the general court or as a member of the executive council or as a constitutional officer.

The retirement allowance of any constitutional officer who has served as such in one or more offices for not less than six years in the aggregate shall be computed on the regular annual compensation received by him during the last year of such service, provided that if such officer also has creditable service as a member of the general court or as a member of the executive council, the retirement allowance for such service as such member shall be computed on the regular annual compensation received by him during the last year of such service as a member of the general court or of the executive council, as the case may be. Any member of the general court who has served as president of the senate, speaker of the house or as floor leader, chairman of the senate committee on ways and means or chairman and vice chairman of the house committee on ways and means for which additional compensation was paid shall receive a proportional increase in the amount of his retirement allowance computed on the amount of such additional compensation received by such member during the years of such service.

SECTION 2. Said chapter 32 is hereby further amended by inserting after section 28G the following new section: — *Section 28H.* Notwithstanding any other provisions of law, any person in the employ of the commonwealth or any of its political subdivisions, who has served as a member of the general court and who has completed not less than twenty years of creditable service in such employment and in said service as a member of the general court, and who shall have attained age fifty-five shall, at any time

G. L. (Ter. Ed.), 32, new § 28H, added. Retirement of former members of the general court now in the employ of the state.

thereafter, upon his written request, be retired at his option under this section or under any other provision of this chapter applicable to any such person; provided, that such person became a member of the state employees' retirement system, as provided in this chapter, prior to the date of such application and has paid into the annuity savings fund of said system a sum or sums equal to five per cent of the total amount of regular compensation received by him from the commonwealth and from the political subdivisions thereof, together with interest thereon as provided in this chapter, except as otherwise provided in section seven of chapter six hundred and sixty of the acts of nineteen hundred and forty-seven as amended; and provided further, that the total amount paid into said fund from all such sources shall not be less than a sum equal to the amount of the first year's retirement allowance. The yearly retirement allowance to be paid to such person shall be a sum equal to one half of the regular annual compensation received by him during the last year of service, and an additional amount equal to two per cent of said annual compensation for each year of creditable service after the first twenty, the total amount of said yearly allowance not to exceed four fifths of the regular annual compensation received by such person during the last year of service and the total amount of the allowance to be reduced by one twelfth of one per cent for each full month by which the date of retirement precedes the last day in the month in which such person will attain age sixty-five; and provided, that the provisions of subdivision (3) of section ten shall apply.

Member of
general court
elected to an
unexpired
term, etc.

SECTION 3. Any provisions in chapter thirty-two of the General Laws to the contrary notwithstanding, any member of the general court who was elected to fill an unexpired term during the years nineteen hundred and forty-five and nineteen hundred and forty-six shall be credited for the full term of creditable service as a member of the general court for said two years; provided, he has applied for and been admitted to membership in the state employees' retirement system in accordance with the provisions of section three of chapter five hundred and eighty-nine of the acts of nineteen hundred and forty-eight.

SECTION 4. Section 3 of chapter 589 of the acts of 1948 is hereby amended by striking out the last sentence and inserting in place thereof the following:— The retirement allowance of any such member who is a constitutional officer, or a member of the general court or a member of the executive council shall be determined as provided in section twenty-eight D or section twenty-eight E of said chapter thirty-two of the General Laws, notwithstanding any limitations in the amount paid for such creditable service.

Approved August 31, 1949.

AN ACT MAKING CERTAIN CHANGES IN THE RETIREMENT LAW. *Chap. 808*

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make immediately effective certain changes in the retirement law, therefore it is hereby declared to be an emergency law necessary for the immediate preservation of the public convenience.

Emergency
preamble.

Be it enacted, etc., as follows:

Option (d) of subdivision (2) of section 12 of chapter 32 of the General Laws, as most recently amended by section 7 of chapter 618 of the acts of the current year, is hereby further amended by striking out, in line 2, the words "after attaining age fifty-four", — and by adding at the end the following sentence:— If a member dies before attaining age fifty-five and before being retired, the eligible beneficiary shall receive two thirds of the yearly amount of said option (c) allowance to which such member would have been entitled had he attained age fifty-five at the time of his death.

G. L. (Ter.
Ed.), 32, § 12,
etc., amended.

Amount bene-
ficiary to re-
ceive under
option (d).

Approved August 31, 1949.

AN ACT MAKING CERTAIN CHANGES IN THE RETIREMENT LAW. *Chap. 809*

Be it enacted, etc., as follows:

SECTION 1. Chapter 32 of the General Laws is hereby amended by striking out section 28E, inserted by section 2 of chapter 589 of the acts of 1948, and inserting in place thereof the following section:— *Section 28E.* Any member of the general court who was a member of a retirement system and had creditable service as provided in sections one to twenty-eight, inclusive, at the time of his election as a member of the general court and who shall attain the age of fifty-five, may, upon his request, be retired by the state board of retirement and shall receive a retirement allowance for his creditable service as a member of the general court in accordance with the provisions of section twenty-eight D, and an additional allowance for all other creditable service computed in accordance with the provisions of sections one to twenty-eight, inclusive. Any former member of the general court who has creditable service both as a member of the general court and as a member of some other governmental unit of the commonwealth or its subdivisions shall upon his retirement under the provisions of this chapter, receive a retirement allowance for his creditable service other than as a member of the general court computed in accordance with the provisions of sections one to twenty-eight, inclusive, and an additional allowance for his creditable service as a member of the general court in accordance with the provisions of section twenty-eight D, provided that any person who has served in the general court less than six years shall be allowed in his retirement allowance a credit equal to four per cent of the compensation received by him as a member of the general court during

G. L. (Ter.
Ed.), 32,
§ 28E, etc.,
amended.

Retirement of
members and
former mem-
bers of the
general court,
etc.

the last year of such service multiplied by the number of years of such service, in addition to the allowance for other creditable service. The total amount of said yearly allowance under this section shall not exceed four fifths of the regular annual compensation received by such person during the last year of service and the total amount of the allowance shall be reduced by one twelfth of one per cent for each full month by which the date of retirement precedes the last day in the month in which such person will attain age sixty-five; and provided, that the provisions of subdivision (3) of section ten shall apply.

G. L. (Ter. Ed.), 32, new § 28G, added. Words "fails of re-election" to include, etc.

SECTION 2. Said chapter 32 is hereby further amended by inserting after section 28F the following section:—
Section 28G. Wherever used in this chapter the words "fails of re-election" shall include persons who are not candidates for nomination or re-election.

Approved August 31, 1949.

Chap. 810 AN ACT IN ADDITION TO THE GENERAL APPROPRIATION ACT MAKING APPROPRIATIONS TO SUPPLEMENT CERTAIN ITEMS CONTAINED THEREIN, AND FOR CERTAIN NEW ACTIVITIES AND PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing certain items in the general appropriation act, and for certain new activities and projects, the sums set forth in section two, for the particular purposes and subject to the conditions stated therein, are hereby appropriated from the general fund or ordinary revenue of the commonwealth, unless some other source of revenue is expressed, subject to the provisions of law regulating the disbursement of public funds and the approval thereof, for the fiscal year ending June thirtieth, nineteen hundred and fifty, in said section two referred to as the year nineteen hundred and fifty, or for such other period as may be specified.

SECTION 2.

Service of the Legislative Department.

Item		
0101-01	For the compensation of senators, to be in addition to any amount heretofore appropriated for the purpose	\$87,625 00
0101-02	For expenses of senators, including travel, for the year nineteen hundred and fifty, to be in addition to any amount heretofore appropriated for the purpose	8,500 00
0101-03	For the compensation of representatives, to be in addition to any amount heretofore appropriated for the purpose	489,500 00
0101-04	For expenses of representatives, including travel, for the year nineteen hundred and fifty, to be in addition to any amount heretofore appropriated for the purpose	50,000 00
0101-08	For such additional clerical assistance to, and with the approval of, the clerk of the house of representatives, as may be necessary for	

Item		
	the proper despatch of public business, including not more than three permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	\$1,300 00
0101-09	For the salary of the sergeant-at-arms and the sergeant-at-arms on the part of the House, to be in addition to the amount appropriated under item 0101-09 of chapter 307 of the acts of the current year .	5,760 00
0101-11	For the compensation for travel of doorkeepers, assistant doorkeepers, general court officers, pages and other employees of the sergeant-at-arms, authorized by law to receive the same, to be in addition to any amount heretofore appropriated for the purpose .	18,000 00
0101-14	For compensation of the pages of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than twenty-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	13,910 00
0101-15	For the salaries of clerks employed in the legislative document room, including not more than three permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	1,300 00
0101-17	For the salaries of chaplains of the senate and house of representatives, including not more than two permanent positions, for the year nineteen hundred and fifty and the previous year, to be in addition to any amount heretofore appropriated for the purpose .	1,700 00
0101-19	For personal services of the counsel to the house of representatives and assistants, including not more than six permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	1,050 00
0101-20	For clerical and other assistance to the senate committee on rules, including not more than five permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	3,480 00
0101-21	For clerical and other assistance to the house committee on rules, including not more than seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	5,860 00
0101-25	For clerical and other assistance to the house committee on ways and means, including not more than five permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	2,580 00
0101-27	For payment to the widow of a deceased member of the house of representatives, as authorized by chapter twenty of the resolves of the current year .	3,750 00
0102-02	For printing, binding and paper ordered by the senate and house of representatives, or by concurrent order of the two branches, for the year nineteen hundred and fifty and the previous year, with the approval of the clerks of the respective branches, to be in addition to any amount heretofore appropriated for the purpose .	75,000 00

Item		
0102-03	For printing the manual of the general court, with the approval of the clerks of the two branches, for the year nineteen hundred and fifty and the previous year	\$1,200 00
0102-04	Item 0102-04 of section two of chapter three hundred and seven of the acts of the current year is hereby amended in the fifth line by adding after the word "positions" the words:—and any unexpended balance of the appropriations made for this purpose in the prior year is also available for expenses incurred in the current fiscal year.	
0102-06	For office and other expenses of the committee on rules on the part of the senate, to be in addition to any amount heretofore appropriated for the purpose	600 00
0102-10	For office expenses, including travel, of the counsel to the house of representatives, to be in addition to any amount heretofore appropriated for the purpose	350 00
0102-12	For telephone service, for the year nineteen hundred and fifty and the previous year, to be in addition to any amount heretofore appropriated for the purpose	1,000 00
0102-18	For stationery and miscellaneous expenses for members of the house of representatives, with the approval of the house committee on rules	8,000 00
0102-19	For the publication of selections from certain journals of the House of Representatives of Massachusetts Bay, as authorized by chapter twenty-seven of the resolves of the current year	5,125 65
	Special:	
0102-20	For contingent expenses in connection with certain repairs and furnishings of the house and senate chambers and the offices connected therewith, to be expended with the approval of the sergeant-at-arms	15,000 00
0102-25	For expenses of the joint committee on ways and means, as authorized by a joint order of the general court; and any unexpended balance of the appropriations made for this purpose in the prior year is also available for expenses incurred in the current fiscal year	15,000 00
0102-50	For the services of a physician and for medical supplies during the legislative session, subject to the approval of the sergeant-at-arms, to be in addition to any amount heretofore appropriated for the purpose; provided, that section twenty-one of chapter thirty of the General Laws shall not apply to the payments made under this item	800 00
0102-54	For certain expenses in connection with the annual conference of the National Tax Association, as authorized by chapter forty-three of the resolves of the current year	5,000 00
	Special Investigations:	
0206	For an investigation and study by a special commission to be known as the "Market	

Item		
	Authority", as authorized by chapter twenty-eight of the resolves of the current year	\$7,500 00
0209	For the continuation of a study of the laws of public welfare, as authorized by chapter forty-seven of the resolves of the current year	1,000 00
0236	For a further study of certain matters pertaining to the blind, as authorized by chapter forty-two of the resolves of the current year	5,000 00
0252	For an investigation and study of the conduct of cemeteries and related matters, as authorized by chapter thirty-five of the resolves of the current year	5,000 00
0253	For an investigation and study relative to high blood pressure, as authorized by chapter thirty-two of the resolves of the current year	100,000 00
0254	For an investigation and study of the laws relating to penal and reformatory institutions and related matters, as authorized by chapter forty-nine of the resolves of the current year	2,500 00
0255	For an investigation and study of the department of conservation and related matters, as authorized by chapter fifty of the resolves of the current year; provided, that the comptroller shall transfer to the General Fund the sum of two thousand five hundred dollars from the Inland Fisheries and Game Fund	5,000 00
0256	For an investigation and study of cash sickness compensation, as authorized by chapter sixty-three of the resolves of the current year	20,000 00
0265	For a certain study of the Port of Boston, as authorized by chapter forty-eight of the resolves of the current year	7,500 00
0280	For the continuation of an investigation relative to Fairhaven harbor, as authorized by chapter forty of the resolves of the current year	1,500 00
0285	For the continuation of a study of shore protection, as authorized by chapter sixty-four of the resolves of the current year	2,500 00

Service of the Judicial Department.

Supreme Judicial Court:		
0301-07	For the salaries of the officers and messengers, to be in addition to any amount heretofore appropriated for the purpose	\$500 00
0301-09	For expenses of publication of the revised rules of the Supreme Judicial Court	4,800 00
Justices of District Courts:		
0302-11	For compensation of justices of district courts while sitting in the superior court	8,550 00
0302-12	For expenses of justices of district courts while sitting in the superior court	1,625 00
0302-13	For reimbursing certain counties for compensation of certain special justices for services in holding sessions of district courts in place of the justice, while sitting in the superior court	6,025 00

Item		
	For the salaries of judges of probate, registers of probate, assistant registers and clerical assistance to registers of the several counties:	
	Bristol:	
0306-23	Two judges of probate, to be in addition to any amount heretofore appropriated for the purpose	\$7,500 00
	Middlesex:	
0306-29	Three judges of probate, to be in addition to any amount heretofore appropriated for the purpose	9,000 00
	Norfolk:	
0306-31	Two judges of probate, to be in addition to any amount heretofore appropriated for the purpose	9,000 00
	Nantucket:	
0306-50	Register, to be in addition to any amount heretofore appropriated for the purpose	500 00
	<i>Service of the Land Court.</i>	
0308-01	For the salaries of the judge, associate judges and the recorder, including not more than four permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$7,500 00
0308-02	For engineering, clerical and other personal services, including not more than thirty-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose	9,000 00
0308-03	For personal services in the examination of titles, for publishing and serving citations and other services, traveling expenses, supplies and office equipment, and for the preparation of sectional plans showing registered land, to be in addition to any amount heretofore appropriated for the purpose	720 00
	<i>Service of the District Attorneys.</i>	
0310-07	For the salaries of the district attorney and assistants for the western district, including not more than three permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$1,100 00
	<i>Service of the Executive Department.</i>	
0401-02	For the salary of the lieutenant governor, to be in addition to any amount heretofore appropriated for the purpose	\$2,000 00
0401-04	For the salaries of officers and employees of the governor's office, to be in addition to any amount heretofore appropriated for the purpose	15,000 00
	<i>Service of the Adjutant General.</i>	
0402-04	For expenses not otherwise provided for in connection with military matters and accounts, to be in addition to any amount heretofore appropriated for the purpose	\$1,650 00

Service of the Organized Militia.

Item		
0403-01	Item 0403-01 of section two of chapter three hundred and seven of the acts of the current year is hereby amended in the third line after the word "general" by adding the words:— for the year nineteen hundred and fifty and the previous year.	
0403-17	For services and expenses of the military reservation located in Barnstable county, including compensation for one commissioner, to be in addition to any amount heretofore appropriated for the purpose .	\$1,440 00

Service of the State Quartermaster.

0405-02	Item 0405-02 of section two of chapter three hundred and seven of the acts of the current year is hereby amended in the fourth line by striking out the word "eighty-three" and inserting in place thereof the word:— eighty-four.	
0406-05	For reimbursement for rent and maintenance of armories not of the first class, up to and including June thirtieth, nineteen hundred and fifty, to be in addition to any amount heretofore appropriated for the purpose .	\$3,200 00
0406-09	For personal services and expenses of certain storage and maintenance facilities, including not more than fourteen permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	12,900 00
	Special:	
0406-27	For the purchase of certain land in the city of Lowell, as authorized by chapter six hundred and twenty-three of the acts of the current year	2,500 00

Service of the State Surgeon.

0407-01	For personal services and expenses of the state surgeon, and regular assistants, including not more than three permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	\$10,000 00
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Service of the Commission on Administration and Finance.

0414-02	For personal services and expenses of the office of the commissioner of administration, including not more than twelve permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one thousand five hundred and eighty-five dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	\$7,920 00
0414-03	For personal services and expenses of the bureau of the comptroller, including not more than one hundred and fourteen permanent positions, to be in addition to any	

Item		
	amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of five hundred and twenty-five dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	\$2,620 00
0414-06	For personal services and expenses of the division of personnel and standardization, including not more than thirty-seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one thousand and sixty dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	5,300 00
	Telephone service:	
0414-10	For telephone service in the state house and expenses in connection therewith, to be in addition to any amount heretofore appropriated for the purpose	35,000 00
	<i>Service of the State Superintendent of Buildings.</i>	
0416-01	For personal services and office expenses of the superintendent and office assistants, including not more than five permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$1,000 00
0416-02	For personal services of engineers, assistant engineers, firemen and helpers in the engineer's department, including not more than forty-eight permanent positions, to be in addition to any amount heretofore appropriated for the purpose	1,920 00
0416-03	For personal services of capitol police, including not more than thirty-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose	7,110 00
0416-05	For other personal services and expenses incidental to the care and maintenance of the state house and of the Ford building, so called, including not more than eighty-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose	10,000 00
	<i>Service of the State Planning Board.</i>	
	Special:	
0419-21	For expenses of the New England Interstate Water Pollution Control Commission, as authorized by chapter four hundred and twenty-one of the acts of nineteen hundred and forty-seven, and for compensation and expenses of the commissioners as provided by section four of said chapter, to be in addition to any amount heretofore appropriated for the purpose	\$3,100 00

Service of the Sudbury Valley Commission.

Item

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|---------|--|------------|
| 0421-01 | For a study relative to the Sudbury River and its environs, as authorized by chapter thirty-four of the resolves of the current year | \$3,500 00 |
|---------|--|------------|

Service of the State Library.

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|---------|---|-------------|
| 0423-01 | For personal services and expenses of the librarian, regular library assistants, temporary clerical assistance, and for services for cataloguing, including not more than thirty-three permanent positions; and for books and other publications needed for the library, including necessary binding and rebinding incidental thereto; to be in addition to any amount heretofore appropriated for the purpose; provided, that contracts or orders for such work shall not be subject to the restrictions prescribed by section one of chapter five of the General Laws | \$10,560 00 |
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Service of the Outdoor Advertising Authority.

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|---------|--|----------|
| 0428-01 | For personal services and expenses of the outdoor advertising authority, as authorized by chapter six hundred and twelve of the acts of nineteen hundred and forty-six, including not more than ten permanent positions, to be in addition to any amount heretofore appropriated for the purpose | \$960 00 |
|---------|--|----------|

Service of the Massachusetts Aeronautics Commission.

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|---------|---|------------|
| 0442-01 | For personal services of employees, including not more than seventeen permanent positions, and for administrative expenses, including consultants' services, office rent and other incidental expenses, to be in addition to any amount heretofore appropriated for the purpose | \$4,320 00 |
|---------|---|------------|

Service of the Youth Service Board.

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|---------|---|-------------|
| 0446-01 | For personal services and expenses of the Youth Service Board and the Advisory Committee on Service to Youth, as authorized by chapter three hundred and ten of the acts of nineteen hundred and forty-eight, and including not more than sixty-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the governor, upon recommendation of the commission on administration and finance and with the approval of the council, may make allocations by transfer or otherwise from the following appropriations made available to the Youth Service Board for the fiscal year ending June thirtieth, nineteen hundred and fifty: 0448-00, 0449-00, 0450-00; and may transfer permanent positions provided in said appropriations to said board | \$20,000 00 |
|---------|---|-------------|

Item		
	For the maintenance of and for certain improvements at the institutions under the control of the Youth Service Board, with the approval of said board:	
0448-00	Industrial school for boys, including not more than one hundred and twenty-six permanent positions, to be in addition to any amount heretofore appropriated for the purpose under item 0446-40	\$5,025 00
0449-00	Industrial school for girls, including not more than ninety-five permanent positions, to be in addition to any amount heretofore appropriated for the purpose under item 0446-60	10,130 00
0450-00	Lyman school for boys, including not more than one hundred and forty-nine permanent positions, to be in addition to any amount heretofore appropriated for the purpose under item 0446-80	4,095 00
0452-00	For personal services and expenses of operating a detention home, as authorized by chapter five hundred and forty-two of the acts of nineteen hundred and forty-eight; provided, that the commonwealth shall be reimbursed for fifty per cent of expenditures made under this item	50,000 00

Service of the State Airport Management Board.

0460-00	For personal services and expenses of the State Airport Management Board, as authorized by chapter six hundred and thirty-seven of the acts of nineteen hundred and forty-eight, including not more than eleven permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the governor, upon recommendation of the commission on administration and finance and with the approval of the council, may make allocations by transfer or otherwise from the following appropriations made available to the State Airport Management Board for the fiscal year ending June thirtieth, nineteen hundred and fifty: 0461-00 and 0463-00; and may transfer permanent positions provided in said appropriations to said board	\$17,000 00
0461-00	For personal services and expenses of operating the Logan Airport, including not more than one hundred and eleven permanent positions, to be in addition to any amount heretofore appropriated for the purpose	29,660 00
0463-00	For personal services and expenses of operating the Hanscom field, including not more than twenty-six permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the position of assistant superintendent of equipment and repairs, Bedford Airport, shall not be subject to the civil service laws or the rules and regulations made thereunder	20,000 00

Service of the Secretary of the Commonwealth.

Item		
0501-02	For personal services and expenses of the office of the secretary, including not more than seventy-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$8,040 00
	For printing laws, etc.:	
0503-02	For printing of reports of decisions of the supreme judicial court, to be in addition to any amount heretofore appropriated for the purpose	24,014 00
	For matters relating to elections:	
0504-01	For personal services and expenses for preparing, printing and distributing ballots, and other miscellaneous expenses for primary and other elections, including not more than four permanent positions, to be in addition to any amount heretofore appropriated for the purpose	3,070 00

Service of the Treasurer and Receiver-General.

0601-02	For personal services and expenses of the office of the treasurer and receiver-general, including not more than forty-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of two thousand six hundred and eighty-five dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	\$16,110 00
	State Board of Retirement:	
0604-01	For personal services and expenses in the administrative office of the state board of retirement, including not more than thirteen permanent positions, to be in addition to any amount heretofore appropriated for the purpose	2,450 00

Service of the Auditor of the Commonwealth.

0701-02	For personal services and expenses of the office of the auditor, including not more than thirty-five permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of fifty dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	\$300 00
	Special:	
0701-23	For an audit of the accounts of the Metropolitan Transit Authority, as authorized by chapter six hundred and seventy-five of the acts of the current year	50,000 00

Service of the Department of Agriculture.

Item		
0901-02	For personal services and expenses, including not more than twenty-four permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	\$3,180 00
0901-22	For personal services and expenses of a program of soil conservation, as authorized by chapter five hundred and thirty-one of the acts of nineteen hundred and forty-five, as amended, to be in addition to any amount heretofore appropriated for the purpose; provided, that no compensation or expenses of the supervisors referred to in said chapter shall be chargeable to this item	1,500 00
Division of Dairying and Animal Husbandry:		
0905-01	For personal services and expenses of the division, including the enforcement of the dairy laws of the commonwealth, and including not more than nine permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	3,000 00
Milk Control Board:		
0906-01	For personal services and expenses of members of the board and their employees, including not more than seventy-five permanent positions, to be in addition to any amount heretofore appropriated for the purpose	3,395 00
Division of Livestock Disease Control:		
0907-01	For personal services and expenses of the office of the director, including not more than twenty-eight full time permanent positions and not more than fifty permanent intermittent positions, to be in addition to any amount heretofore appropriated for the purpose	20,885 00
Division of Markets:		
0908-10	For an investigation of local production and consumption of farm products on Martha's Vineyard; provided, that fifty per cent of the cost is covered by a contribution from the Martha's Vineyard Cooperative Producers and fifty per cent by matching federal funds	3,000 00

Service of the Department of Conservation.

1001-02	Item 1001-02 of section two of chapter three hundred and seven of the acts of the current year is hereby amended by striking out the word "sixteen" as appearing in the third line and inserting in place thereof the word: — fifteen.	
1001-31	For personal services, including not more than seven permanent positions, and for other expenses incidental to the suppression of insect pests and shade tree diseases,	

Item		
	including gypsy and brown tail moths and Japanese beetles, and for reimbursement to cities and towns of a proportion of their expenses for such work, as provided by law, to be in addition to any amount heretofore appropriated for the purpose . . .	\$56,000 00
	Division of Forestry (it is hereby provided that federal funds received as reimbursements under the following items are to be credited to the General Fund as income from the division of forestry):	
1002-12	For personal services of the state fire warden and his assistants, and for other services, including traveling expenses of the state fire warden and his assistants, necessary supplies and equipment and materials used in new construction in the forest fire prevention service, including not more than sixteen permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	41,000 00
1002-30	For expenses of the Northeastern Forest Fire Protection Commission, as authorized by chapter four hundred and fifty-seven of the acts of the current year, and for compensation and expenses of commissioners, as provided by section four of said chapter . . .	1,000 00
	Division of Law Enforcement:	
1003-02	For personal services and expenses of the administration and enforcement of laws relative to shellfish and other marine fisheries, and for regulating the sale and cold storage of fresh food fish, including not more than sixteen permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	25,500 00
1003-03	For personal services and expenses of conservation officers, including not more than thirty-nine permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one thousand eight hundred and seventy-five dollars from the Inland Fisheries and Game Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year . . .	3,755 00
	Special:	
1004-86	For the establishment of a plant for the propagation and rearing of lobsters, as authorized by section forty-two of chapter one hundred and thirty of the General Laws, in the town of Oak Bluffs upon certain land donated by said town for the purpose, including the cost of construction, supplies and equipment, and for the maintenance of said plant including personal services and other expenses, to be in addition to any amount heretofore appropriated for the purpose . . .	16,500 00

Service of the Department of Banking and Insurance.

Item		
1101-02	For personal services and expenses, including not more than one hundred and sixty permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$1,800 00
	Supervisor of Loan Agencies:	
1102-01	For personal services and expenses, including not more than seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose	3,077 00
	Division of Insurance:	
1103-02	For other personal services and expenses of the division, including expenses of the board of appeal and certain other costs of supervising motor vehicle liability insurance, and including not more than two hundred and thirty permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of two hundred and fifteen dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year; and it is further provided that contracts or orders for the purchase of statement blanks for the making of annual reports to the commissioner of insurance shall not be subject to the restrictions prescribed by section one of chapter five of the General Laws	30,360 00
	Division of Savings Bank Life Insurance:	
1105-01	For personal services and expenses, including not more than thirty permanent positions, to be in addition to any amount heretofore appropriated for the purpose	5,460 00

Service of the Department of Corporations and Taxation.

1201-02	For personal services of the corporations and tax divisions, the division of field investigation and temporary taxes, the administration of an excise tax on meals and the income tax division, including not more than five hundred and ninety-eight permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of four thousand dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year, the sum of one hundred and four thousand two hundred dollars from amounts collected under chapter sixty-four B of the General Laws and the sum of nine hundred and fifty-four thousand one hundred and twenty dollars from the receipts of the income tax	\$75,240 00
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Item	Special:	
1201-05	For expenses of the department incurred in the collection of the inheritance tax in a certain case, to be in addition to any amount heretofore appropriated for the purpose	\$25,000 00
	Division of Accounts:	
1203-01	For personal services, including not more than one hundred and twenty-five permanent positions, partly chargeable to item 1203-11, and for expenses, to be in addition to any amount heretofore appropriated for the purpose	18,900 00
1203-21	For the administrative expenses of the county personnel board, including not more than six permanent positions, to be in addition to any amount heretofore appropriated for the purpose	600 00
	Appellate Tax Board:	
1204-01	For personal services and expenses of the members of the board and employees, including not more than twenty-eight permanent positions, to be in addition to any amount heretofore appropriated for the purpose	240 00
	<i>Service of the Department of Education.</i>	
1301-02	For personal services and expenses, including not more than sixty permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$420 00
	Division of the Blind:	
1304-01	For general administration, furnishing information, industrial and educational aid, and for carrying out certain provisions of the laws establishing said division, including not more than twenty-six permanent positions, to be in addition to any amount heretofore appropriated for the purpose	1,050 00
1304-11	For personal services and other expenses in connection with the operation of local shops, including not more than eleven permanent positions, to be in addition to any amount heretofore appropriated for the purpose	14,500 00
1304-13	For personal services and other expenses in connection with the operation of the Woolson House industries, including not more than three permanent positions, to be in addition to any amount heretofore appropriated for the purpose	4,860 00
1304-16	For personal services and other expenses in connection with the operation of certain industries for men, including not more than seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose	11,340 00
	Teachers' Retirement Board:	
1305-01	For personal services and expenses, including not more than twenty-four permanent positions, to be in addition to any amount heretofore appropriated for the purpose	1,100 00

Item		
	For the maintenance of and for certain improvements at the following state teachers' colleges, and the boarding halls attached thereto, with the approval of the commissioner of education:	
1307-00	State teachers' college at Bridgewater, including not more than sixty-eight permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of eight hundred and fifteen dollars from the Veterans' Services Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	\$8,000 00
1308-00	State teachers' college at Fitchburg, including not more than sixty-four permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and eighty dollars from the Veterans' Services Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	560 00
1309-00	State teachers' college at Framingham, including not more than sixty-six permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund from the Veterans' Services Fund the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	1,280 00
1309-21	State teachers' college at Framingham, boarding hall, including not more than thirty-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose	5,000 00
	Special:	
1309-34	For certain fire protection improvements	9,000 00
1311-00	State teachers' college at Lowell, including not more than thirty-seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of seventy-five dollars from the Veterans' Services Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	1,040 00
	Textile Institutes:	
1332-00	For the maintenance of the Lowell textile institute, with the approval of the commissioner of education and the trustees, including not more than ninety-three permanent positions, and including the sum of ten thousand dollars which is to be assessed upon the city of Lowell as a part of the charges to be paid by said city to the	

Item		
	commonwealth in the calendar year nineteen hundred and forty-nine, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one thousand nine hundred and eighty dollars from the Veterans' Services Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	\$6,200 00
	Special:	
1332-34	For certain roofing and masonry repairs	10,000 00
1332-37	For expenses in connection with a research project for which the commonwealth will be fully reimbursed by the United States Department of Agriculture, under a contract approved by the commission on administration and finance, entitled "Improvement of Cotton Warp Yarns for Carpets", to be in addition to any amount heretofore appropriated for the purpose	1,721 94
1333-00	For the maintenance of the New Bedford textile institute, with the approval of the commissioner of education and the trustees, including not more than thirty-three permanent positions, and including the sum of ten thousand dollars which is to be assessed upon the city of New Bedford as a part of the charges to be paid by said city to the commonwealth in the calendar year nineteen hundred and forty-nine, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of six thousand four hundred dollars from the Veterans' Services Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	11,625 00
	University of Massachusetts:	
1341-00	For the maintenance of the University of Massachusetts, with the approval of the trustees, including not more than seven hundred and seventy-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of twelve thousand five hundred and thirty dollars from the Veterans' Services Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year: and from the amount herein appropriated sums not exceeding in the aggregate five hundred dollars are hereby authorized to be expended for experimental purposes in connection with the cultivation of beach plums, as authorized by chapter five hundred and thirty-four of the acts of nineteen hundred and forty-one	30,340 00

Service of the Department of Civil Service and Registration.

Item	
Division of Civil Service:	
1402-02	For other personal services and expenses of the division, including not more than one hundred and eighty-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of three thousand three hundred and fifty dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year
	\$20,000 00
1402-21	For expenses of hearings, as authorized by section one of chapter six hundred and sixty-seven of the acts of nineteen hundred and forty-five, for the year nineteen hundred and fifty and the previous year, to be in addition to any amount heretofore appropriated for the purpose
	500 00
Division of Registration:	
1403-02	For personal services and expenses of the division, including not more than forty-three permanent positions, to be in addition to any amount heretofore appropriated for the purpose
	6,900 00
State Examiners of Electricians:	
1416-01	For personal services and traveling expenses of members of the board, including not more than two permanent positions, to be in addition to any amount heretofore appropriated for the purpose
	500 00

Service of the Department of Labor and Industries.

1601-02	Item 1601-02 of section two of chapter three hundred and seven of the acts of the current year is hereby amended in the third line by striking out the word "seventy-three" and inserting in place thereof the word: — seventy-two.	
1601-31	For personal services and expenses of the division of occupational hygiene, including not more than eleven permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$2,740 00
1601-41	For personal services and expenses of the statistical service, including not more than thirty-six permanent positions, and including a certain claim for personal services for the fiscal year nineteen hundred and forty-eight, not to exceed the sum of five hundred dollars and thirty-one cents, to be in addition to any amount heretofore appropriated for the purpose	500 31
1601-61	For personal services and expenses of the board of conciliation and arbitration, including not more than twenty permanent positions, to be in addition to any amount heretofore appropriated for the purpose	31,500 00

Item		
1601-71	For personal services and expenses of the minimum wage service, including compensation and expenses of wage boards, and including not more than thirty-four permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$16,920 00
	Massachusetts Development and Industrial Commission:	
1603-01	For personal services and expenses, and for the promotion and development of the industrial, agricultural and recreational resources of the commonwealth, including not more than twelve permanent positions, to be in addition to any amount heretofore appropriated for the purpose	1,860 00
	Labor Relations Commission:	
1604-01	For personal services and administrative expenses, including not more than twenty-three permanent positions, to be in addition to any amount heretofore appropriated for the purpose	9,000 00
	<i>Service of the Department of Mental Health.</i>	
1701-02	For personal services and expenses, including not more than ninety-seven permanent positions, and including transportation, medical examinations and boarding out of patients and certain feeble-minded persons, to be in addition to any amount heretofore appropriated for the purpose	\$23,970 00
	Division of Mental Hygiene:	
1702-00	For personal services and expenses, including not more than seventy permanent positions, to be in addition to any amount heretofore appropriated for the purpose	16,850 00
	For the maintenance of and for certain improvements at the following institutions under the control of the Department of Mental Health, to be in addition to any amount heretofore appropriated for the purpose; provided, that the institution business managers employed hereunder shall be appointed by the commissioner of mental health in the same manner as appointments are made under section forty-two of chapter thirty-one of the General Laws, as amended:	
1710-00	Boston psychopathic hospital, including not more than one hundred and eighty-three permanent positions	19,440 00
1711-00	Boston state hospital, including not more than seven hundred and seventy-one permanent positions	52,440 00
1712-00	Danvers state hospital, including not more than six hundred and fifty-seven permanent positions	20,280 00
1713-00	Foxborough state hospital, including not more than three hundred and ninety-four permanent positions	63,860 00

Item		
1714-00	Gardner state hospital, including not more than three hundred and ninety-four permanent positions	\$56,780 00
1715-00	Grafton state hospital, including not more than five hundred and thirty-four permanent positions	72,420 00
	Special:	
1715-21	For a certain payment as authorized by chapter fifty-eight of the resolves of the current year, notwithstanding the provisions of said chapter fifty-eight requiring said payment to be made from item 1715-00 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight	6,542 00
1716-00	Medfield state hospital, including not more than five hundred and thirty-one permanent positions	64,640 00
1717-00	Metropolitan state hospital, including not more than four hundred and ninety-one permanent positions	26,360 00
1718-00	Northampton state hospital, including not more than five hundred and eighteen permanent positions	53,730 00
1719-00	Taunton state hospital, including not more than five hundred and forty permanent positions	36,330 00
1720-00	Westborough state hospital, including not more than four hundred and eighty-four permanent positions	65,820 00
1721-00	Worcester state hospital, including not more than six hundred and eighty-four permanent positions	21,780 00
1722-00	Monson state hospital, including not more than five hundred and six permanent positions	73,340 00
	Special:	
1722-35	For the taking or purchase of certain land in the town of Monson, as authorized by chapter five hundred and fifteen of the acts of the current year	1,000 00
1723-00	Belchertown state school, including not more than three hundred and fifty-two permanent positions	20,580 00
1724-00	Walter E. Fernald state school, including not more than five hundred and fifty permanent positions; provided, that a certain deficiency of a previous year, not to exceed five hundred and twenty-five dollars, shall be paid from this item	41,230 00
1725-00	Wrentham state school, including not more than four hundred and forty-six permanent positions	29,830 00
1726-00	State school at Camp Myles Standish, so called, including not more than two hundred and fifty-nine permanent positions	85,460 00

Service of the Department of Correction.

1801-02	For personal services and expenses, including not more than twenty-eight permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$10,020 00
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Item		
	Parole Board:	
1801-21	For personal services and expenses, including not more than forty-three permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	\$12,740 00
	For the maintenance of and for certain improvements at the following institutions under the control of the department of correction, to be in addition to any amount heretofore appropriated for the purpose; provided, that the institution business managers employed hereunder shall be appointed by the commissioner of correction in the same manner as appointments are made under section forty-two of chapter thirty-one of the General Laws, as amended:	
1802-00	State farm, including not more than four hundred and seventy-three permanent positions .	106,000 00
1803-00	State prison, including not more than one hundred and sixty-seven permanent positions .	29,040 00
1805-00	Massachusetts reformatory, including not more than two hundred and eight permanent positions .	29,000 00
1806-00	Reformatory for women, including not more than one hundred and thirty-eight permanent positions .	66,200 00
1807-00	State prison colony, including not more than two hundred and thirty-six permanent positions .	51,460 00

Service of the Department of Public Welfare.

Section two of chapter three hundred and seven of the acts of the current year is hereby amended by striking out the following items totalling \$4,526,440: 1901-02, 1904-01, 1906-01, 1906-03 and 3619-01, and inserting in place thereof, for the fiscal year nineteen hundred and fifty, the following items:

1901-03	For personal services and expenses of administration of the program of old age assistance provided by chapter one hundred and eighteen A of the General Laws, and for personal services and expenses of the office of the commissioner and of the divisions of aid and relief and child guardianship, including not more than five hundred and twenty-six permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of four hundred and seventy-nine thousand dollars from the Old Age Assistance Fund; and, provided further, that any
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Item		
	revenue resulting from the activities herein authorized for the administration of old age assistance shall be credited to the Old Age Assistance Fund . . .	\$1,604,440 00
1904-01	For the care and maintenance of children under the jurisdiction of the division of child guardianship . . .	\$2,922,000 00
1901-03	For personal services and expenses of administration of the program of old age assistance provided by chapter one hundred and eighteen A of the General Laws, and for personal services and expenses of the office of the commissioner and of the divisions of aid and relief and child guardianship, including not more than five hundred and forty-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of forty-four thousand two hundred and seventy-five dollars from the Old Age Assistance Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year; and, provided further, that any revenue resulting from the activities herein authorized for the administration of old age assistance shall be credited to the Old Age Assistance Fund; and, provided further, that the three positions of deputy commissioner of public welfare and one position of personnel supervisor of the department of public welfare be appointed by the governor with the advice and consent of the council . . .	\$149,080 00
	Massachusetts Hospital School:	
1918-00	For the maintenance of the Massachusetts hospital school, including not more than one hundred and ninety permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	36,370 00
	Tewksbury State Hospital and Infirmary:	
1919-00	For the maintenance of the Tewksbury state hospital and infirmary, including not more than seven hundred and ten permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the position of institution business manager be appointed by the commissioner of public welfare in the same manner as appointments are made under section forty-two of chapter thirty-one of the General Laws, as amended . . .	32,280 00
	<i>Service of the Department of Public Health.</i>	
2001-02	For personal services of the health council and office assistants, and for expenses, including not more than thirty permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	\$11,100 00

Item	Specials:	
2001-24	For certain investigations and studies, as authorized by chapters twenty-six and thirty-one of the resolves of the current year	\$10,000 00
2001-25	For a study relative to the eradication and control of wood ticks, as authorized by chapter thirty-six of the resolves of nineteen hundred and forty-eight and chapter thirty-seven of the resolves of the current year, to be in addition to any amount heretofore appropriated for the purpose . . .	5,000 00
Division of Local Health Administration:		
2002-01	For personal services of the director and assistants, and district health officers, and for expenses, including not more than thirty-three permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	8,700 00
Division of Cancer and Chronic Diseases:		
2003-01	For personal services and expenses, including not more than seventeen permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	1,080 00
Division of Maternal and Child Health:		
2004-01	For personal services and expenses, including not more than twenty-three permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	5,040 00
Division of Communicable Diseases:		
2005-01	For personal services of the director, epidemiologists, bacteriologists, and assistants in the diagnostic laboratory and the Wassermann laboratory, and for expenses, including not more than thirty-nine permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	2,460 00
Venereal Diseases:		
2006-01	For personal services for the control of venereal diseases, including not more than eight permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	1,500 00
Division of Biologic Laboratories:		
2007-07	For personal services and expenses in the investigation and production of antitoxin and vaccine lymph and other specific material for inoculation, diagnosis and treatment, including not more than forty-six permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . .	5,340 00
2008-11	For personal services and expenses for a program for the production and utilization of blood plasma and other products derived from blood, including not more than thirty-four permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that no charge shall be made for said products . . .	1,680 00

	Dental Health:	
2009-01	For personal services and expenses of the division, including not more than six permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$3,540 00
	Division of Hospital Inspection and Survey:	
2010-01	For personal services and expenses, including not more than ten permanent positions, to be in addition to any amount heretofore appropriated for the purpose	1,200 00
	Inspection of Food and Drugs:	
2012-01	For personal services of the director, analysts, inspectors and other assistants, and for expenses, including not more than thirty-three permanent positions, to be in addition to any amount heretofore appropriated for the purpose	13,320 00
	Division of Sanitary Engineering:	
2015-01	For personal services of the director, engineers, chemists, clerks and other assistants, including personal services for administering the law relative to shellfish, and for expenses, including not more than fifty-five permanent positions, to be in addition to any amount heretofore appropriated for the purpose	1,500 00
	Division of Sanatoria and Tuberculosis:	
2020-01	For personal services and expenses of the division, including certain diagnostic clinics for tuberculosis, and including not more than thirty-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose	7,260 00
	For the maintenance of and for certain improvements at the sanatoria, to be in addition to any amounts heretofore appropriated for the purpose, as follows:	
2022-00	Lakeville state sanatorium, including not more than two hundred and forty-four permanent positions	53,940 00
2023-00	North Reading state sanatorium, including not more than two hundred and sixteen permanent positions	9,600 00
2024-00	Rutland state sanatorium, including not more than two hundred and sixty-nine permanent positions	26,300 00
2025-00	Westfield state sanatorium, including not more than two hundred and eighty-eight permanent positions	45,100 00
	Pondville Hospital:	
2031-00	For maintenance of the Pondville hospital, including care of radium, and including not more than two hundred and thirty-seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose	33,850 00

Service of the Department of Public Safety.

	Administration:	
2101-01	For the salary of the commissioner, to be in addition to any amount heretofore appropriated for the purpose	\$1,000 00

Item		
2101-02	For personal services and expenses, including not more than eighty-five permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	\$1,450 00
	State Boxing Commission:	
2105-11	For personal services and expenses, including not more than five permanent positions, to be in addition to any amount heretofore appropriated for the purpose	10,100 00

Service of the Department of Public Works.

2202-03	Item 2202-03 of section two of chapter three hundred and seven of the acts of the current year is hereby amended in the third line by striking out the word "sixty-one" and inserting in place thereof the word: — fifty-seven; and in the ninth line by inserting after the word "revenue", the words:— and further provided that the position of director shall be appointed by the commissioner of public works in the same manner as appointments are made under chapter thirty-one, section forty-two, of the General Laws, as amended, notwithstanding any provisions of any special or general law to the contrary.	
2202-05	For the improvement, development, maintenance and protection of rivers and harbors, tidewaters and foreshores within the commonwealth as authorized by section eleven of chapter ninety-one of the General Laws, and of great ponds, and any unexpended balance of the appropriation for these purposes remaining on June thirtieth, nineteen hundred and forty-nine may be expended in the succeeding fiscal year, to be in addition to any amount heretofore appropriated for the purpose; provided, that all expenditures for work undertaken hereunder, excepting the entire cost of surveys and the preparation of preliminary plans, shall be upon condition that at least fifty per cent of the cost is covered by contributions from municipalities or other organizations and individuals, except that in the case of dredging channels for harbor improvements at least twenty-five per cent of the cost shall be so covered; and provided, further, that the department of public works is hereby authorized to enter and construct on private land such works as may be necessary to secure and protect seawalls already built	\$50,000 00
2202-06	For the maintenance and repair of certain property in the town of Plymouth, including not more than two permanent positions, to be in addition to any amount heretofore appropriated for the purpose	60 00
2202-09	For the maintenance of structures, and for repairing damages along the coast line or river banks of the commonwealth, and for the removal of wrecks and other obstructions from tidewaters and great ponds .	15,000 00

Item		
2202-20	For the care and maintenance of the province lands and of the lands acquired and structures erected by the Provincetown tercentenary commission, including not more than five permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$500 00
	<i>Specials:</i>	
2220-24	For certain sewer construction, as authorized by chapter five hundred and twelve of the acts of nineteen hundred and forty-eight and chapter six hundred and twenty-five of the acts of the current year, to be in addition to any amount heretofore appropriated for the purpose	15,000 00
2220-25	For the dredging and improving of certain brooks in the town of Bedford, as authorized by chapter six hundred and twenty of the acts of the current year; provided, that the town of Bedford shall enter into an agreement with the department of public works in accordance with the provisions of chapter five hundred and thirteen of the acts of nineteen hundred and thirty-nine and of section twenty-nine of chapter ninety-one of the General Laws to assume liability for damages in connection with this project	10,000 00
	<i>Service of the Department of Public Utilities.</i>	
2301-02	For personal services and expenses, including not more than seventy permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$8,940 00
	<i>Special Investigations:</i>	
2301-24	For the expenses of the defense of the pending appeal in the Supreme Judicial Court of the New England Telephone and Telegraph Company from the order of the Department of Public Utilities dated March eighteenth, nineteen hundred and forty-nine, the conduct of said litigation and all expenditures thereto to be under the direction of the Attorney General	75,000 00
	<i>Commercial Motor Vehicle Division:</i>	
2304-01	For personal services and expenses, including not more than thirty-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose	660 00
	<i>Interest on the Public Debt.</i>	
2410-00	For the payment of interest on the direct debt of the commonwealth, for the year nineteen hundred and fifty and previous years, to be in addition to the amounts appropriated in items 2951-00, 3180-02 and 3590-02 of section two of chapter three hundred and seven of the acts of the current year, and to be in addition to any amounts heretofore appropriated for the purpose	\$325,000 00

Requirements for Extinguishing the State Debt.

Item		
2420-00	For certain serial bonds maturing during the year nineteen hundred and fifty, to be in addition to the amounts appropriated in items 2952-00, 3180-01 and 3590-03 of section two of chapter three hundred and seven of the acts of the current year, and to be in addition to any amounts heretofore appropriated for the purpose	\$30,000 00

Unclassified Accounts and Claims.

2811-02	For the compensation of veterans who may be retired by the governor under the provisions of sections fifty-six to fifty-nine, inclusive, of chapter thirty-two of the General Laws, to be in addition to any amount heretofore appropriated for the purpose	\$50,000 00
2812-01	For the improvement, development, maintenance and protection of rivers and harbors, tidewaters and foreshores outside of the main Boston Harbor and within the limits of the area described in section two of chapter ninety-one A of the General Laws, the Port of Boston Authority may exercise the same powers and be subject to the same limitations as the department of public works exercises on projects outside of Boston Harbor and undertaken as provided in section eleven of chapter ninety-one of the General Laws; provided, that all expenditures under this item shall be upon condition that at least fifty per cent of the cost is covered by contributions from municipalities or other organizations and individuals; and, provided further, that the entire cost of preliminary plans and surveys of work to be undertaken hereunder may be borne by the commonwealth	50,000 00
2812-02	For certain dredging by the Port of Boston Authority, as authorized by chapter five hundred and eighty-one of the acts of the current year	20,000 00
2820-03	For certain claims and other payments, as authorized by chapters twenty-two, forty-four, seventy-one and seventy-four of the resolves of the current year	35,778 47
2820-04	For the compensation of certain public employees for injuries sustained in the course of their employment, for the year nineteen hundred and fifty and for previous years, as provided by section sixty-nine of chapter one hundred and fifty-two of the General Laws, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of three thousand seven hundred and fifty dollars from the Highway Fund in addition to the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year	15,000 00

Item		
2820-07	For a certain payment, as authorized by chapter seventy-nine of the resolves of the current year	\$15,000 00

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE HIGHWAY FUND:

Service of the Department of Public Works.

2900-01	For the salaries of the commissioner and the associate commissioners, including not more than three permanent positions, to be in addition to any amount heretofore appropriated for the purpose	\$10,500 00
	Functions of the department relating to highways:	
2900-02	Item 2900-02 of section two of chapter three hundred and seven of the acts of the current year is hereby amended by adding after the word "loss" in the twelfth line the words:—; provided, that amounts appropriated for this purpose in any fiscal year shall be available for expenditure in the succeeding year; and, further provided, that notwithstanding the provisions of section thirteen of chapter twenty-nine or any other provisions of the General Laws, amounts appropriated for this purpose may be applied during the fiscal years nineteen hundred and fifty and nineteen hundred and fifty-one to the payment of charges properly attributed to the fiscal years nineteen hundred and forty-eight and nineteen hundred and forty-nine; and for the purposes of said item 2900-02 as hereby amended, to be in addition to any amount heretofore appropriated, there is hereby appropriated	263,400 00
2900-04	Item 2900-04 of section two of chapter three hundred and seven of the acts of the current year is hereby amended by striking out in lines eleven to fourteen the words "for the cost, not exceeding seventy-five thousand dollars, of increasing the inventory held in storerooms of the department;"; and said item 2900-04 is further amended in line nineteen by adding after the word "project" the words:—and payments to fulfill obligations incurred in the fiscal years nineteen hundred and forty-eight and nineteen hundred and forty-nine may be made from this appropriation; and in addition to any amount heretofore appropriated, there is hereby appropriated for the purposes of said item 2900-04 as hereby amended	1,600,000 00
	Item 2900-04 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight is hereby amended by striking out in lines nine and ten the words "not exceeding seventy-five thousand dollars,".	

Item		
2900-12	Item 2900-12 of section two of chapter three hundred and seven of the acts of the current year is hereby amended in the fifth line by striking out the word "year" and inserting in place thereof the word:— years.	
2900-17	For projects for the construction and maintenance of town and county ways, as provided in subdivision two (a) of section thirty-four of chapter ninety of the General Laws, to be in addition to any amount heretofore appropriated for the purpose; provided, that amounts appropriated for this purpose in any fiscal year shall be available for expenditure in the succeeding fiscal year; and, provided further, that not less than three hundred thousand dollars of the sum herein appropriated shall be available for maintenance projects on said town and county ways	\$1,000,000 00
2900-18	For aiding cities and towns in the repair and improvement of public ways as provided in section twenty-six of chapter eighty-one of the General Laws as amended; except that the state's contribution shall be at an annual rate not to exceed two hundred and fifty dollars per mile for the calendar year nineteen hundred and forty-nine, and not to exceed two hundred and seventy-five dollars per mile for the calendar year nineteen hundred and fifty, the provisions of chapter six hundred and eighty-nine of the acts of nineteen hundred and forty-five and chapter seven hundred and six of the acts of the current year notwithstanding; and, further provided, that the amount appropriated for the purpose in any fiscal year shall be available for expenditure in the succeeding fiscal year, to be in addition to any amount heretofore appropriated for the purpose	693,000 00
	Specials:	
2900-31	For the preparation of preliminary plans for the construction of a certain maintenance depot, so called; provided, that expenditures for this item shall not be subject to the provisions of chapter ninety-two A of the General Laws	12,000 00
2900-34	The unexpended balance remaining in item 2900-34 as appropriated by chapter six hundred and seventeen of the acts of nineteen hundred and forty-six is hereby re-appropriated and made available to the department of public works for the completion of the work authorized by chapter five hundred and sixty-seven of the acts of nineteen hundred and forty-six, as authorized by chapter five hundred and seventy-two of the acts of the current year.	
2900-37 }	From the amount appropriated in item 2900-37 of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight the sum of one	
2900-04 }		

Item		
	hundred thousand dollars is hereby transferred and made available for the purposes of item 2900-04 of section two of chapter three hundred and seven of the acts of the current year and of this act.	
2900-38	To reimburse the city of Taunton on account of water damage to streets. Upon receipt of a payment by the United States government, the state treasurer is authorized to credit said payment to the Highway Fund and to pay to the city of Taunton the same amount of said payment, not to exceed four thousand three hundred and fifty-nine dollars and ninety-two cents	\$4,359 92
2900-45	For personal services and expenses in the office of the commissioner, including telephone service in the public works building, and including not more than twenty-six permanent positions, to be in addition to any amount heretofore appropriated for the purpose	28,020 00
	Public Works Building:	
2900-80	For personal services and expenses of operation and maintenance of the public works building, including not more than eighty permanent positions, to be in addition to any amount heretofore appropriated for the purpose	180 00
2961-00	For the compensation of former employees of the department of public works, now retired, as authorized by chapter four hundred and three of the acts of nineteen hundred and forty-eight, to be in addition to any amount heretofore appropriated for the purpose	5,000 00
	Registration of Motor Vehicles:	
2924-01	For personal services, including not more than seven hundred and thirty-seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose	4,680 00

Service of the Metropolitan District Commission.

The following items are to be paid with the approval of the Metropolitan District Commission:

2931-00	For personal services and expenses of general administration, including not more than fifty-eight permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the Highway Fund from the Metropolitan District Commission Funds the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year, to be assessed by methods fixed by law	\$10,900 00
2932-01	Item 2932-01 of section two of chapter three hundred and seven of the acts of the current year is hereby amended in line ten by striking out the words "eighteen thou-	

Item

sand" and inserting in place thereof the words:— thirty-nine thousand; and said item is further amended in lines twelve and thirteen by striking out the words "four hundred and eighty" and inserting in place thereof the words:— five hundred; and for the purposes of said item 2932-01 as hereby amended, to be in addition to any amount heretofore appropriated, there is hereby appropriated

\$214,630 00

Service of the Department of Public Safety.

Division of State Police:

2970-04 For personal services and expenses of the division, including not more than five hundred permanent positions, to be in addition to any amount heretofore appropriated for the purpose

\$260,925 00

The comptroller is hereby authorized to transfer to the Highway Fund the sum of forty-eight thousand dollars from the General Fund on account of the above item, in addition to the amounts authorized to be transferred by chapter three hundred and seven of the acts of the current year.

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE PORT OF BOSTON FUND:

Port of Boston Authority:

3140-01 For personal services, including not more than sixty-one permanent positions, and other expenses of administration, including the cost of advertising and of maintenance of certain offices outside of the commonwealth, and of the cost of engineering, to be in addition to any amount heretofore appropriated for the purpose; provided, that no compensation or expenses of consultants for legal services shall be chargeable to this item; and provided further, that the positions of executive secretary and general superintendent of maintenance shall not be subject to the civil service laws and regulations made thereunder

\$19,880 00

3150-01 For personal services, including not more than seventy-four permanent positions, and for other expenses as required for the operation and maintenance of property under the control of the authority, including the cost of certain reconstruction and repairs, to be in addition to any amount heretofore appropriated for the purpose

35,360 00

Special:

3150-45 For a further investigation and study by the Port of Boston Authority, as authorized by chapter thirty-six of the resolves of the current year

50,000 00

THE FOLLOWING APPROPRIATIONS ARE MADE FROM THE INLAND FISHERIES AND GAME FUND:

<i>Service of the Department of Conservation.</i>	
Item	
	Division of Fisheries and Game:
3304-01	For personal services and expenses, including not more than thirteen permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . . \$3,870 00
	Propagation of game birds, etc.:
3304-31	For personal services and expenses at game farms and fish hatcheries, including not more than twenty-six permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . . 42,570 00
3304-43	For expenses of an information program . . . 5,000 00
	Division of Wild Life Research and Management (it is hereby provided that federal funds received as reimbursements under the following items are to be credited as income to the Inland Fisheries and Game Fund):
3304-51	For personal services and expenses, including not more than four permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . . 4,505 00
3304-53	For expenses of establishing and conducting co-operative wild life restoration projects, as authorized by chapter three hundred and ninety-two of the acts of nineteen hundred and thirty-eight, including not more than five permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . . 10,440 00
	Special:
3304-56	For consultants and other personal services, and for expenses, in connection with a biological survey of the streams and waters of the commonwealth, to be in addition to any amount heretofore appropriated for the purpose . . . 1,000 00
	Division of Law Enforcement:
3304-61	For the payment of damages caused by wild deer and wild moose, for the year nineteen hundred and fifty and previous years, as provided by law, to be in addition to any amount heretofore appropriated for the purpose . . . 2,340 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE VETERANS' SERVICES FUND:

<i>Service of the Soldiers' Home in Massachusetts.</i>	
3504-30	For the maintenance of the Soldiers' Home in Massachusetts, with the approval of the trustees thereof, including not more than five hundred and sixteen permanent positions, to be in addition to any amount heretofore appropriated for the purpose . . . \$40,925 00

Item		
	Specials:	
3504-35	For the cost of construction of a three hundred bed hospital building at the Soldiers' Home in Massachusetts, to be located upon land donated to the commonwealth by the city of Chelsea, including the cost of the preparation of plans and of furnishings and equipment, to be in addition to any amount heretofore appropriated for the purpose under this item and under item 0430-25 of chapter seven hundred and thirty-two of the acts of nineteen hundred and forty-five	\$116,831 50
3504-36	For the construction of an addition to the laundry building, and additional rooms for male employees, including the cost of furnishings and equipment, to be in addition to any amount heretofore appropriated for the purpose	50,000 00
3504-43	For the payment of annuities to certain disabled war veterans, as authorized by chapter six hundred and sixty of the acts of the current year	37,500 00

Service of the State Housing Board.

3504-48	For reimbursement to certain cities and towns, as provided by chapter three hundred and seventy-two of the acts of nineteen hundred and forty-six, as amended, to be in addition to any amount heretofore appropriated for the purpose	\$150,000 00
3504-50	For personal services and expenses, including not more than nine permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that all legal counsel shall be employed by and under the direction of the State Housing Board	10,000 00

For Expenses on Account of Wars.

	Specials:	
3504-54	For certain payments to the town of South Hadley, as authorized by chapter twenty-five of the resolves of the current year	\$4,500 00
3504-56	For the representation of the commonwealth at the national convention of the army and navy legion of valor, to be held in the calendar year nineteen hundred and fifty	4,000 00
3504-57	For the printing of certain laws, as authorized by chapter sixty-two of the resolves of nineteen hundred and forty-six	5,000 00

Service of the Soldiers' Home in Holyoke.

3504-60	For personal services and expenses, including not more than two permanent positions	\$11,610 00
3504-61	For expenses of the trustees, as authorized by chapter four hundred and seventy-six of the acts of nineteen hundred and forty-eight, for the year nineteen hundred and fifty and the previous year	1,000 00

Item		
	Special:	
3504-62	For the construction of a soldiers' home, including a nurses' home and a superintendent's house, in the city of Holyoke, and including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8035-01 of chapter five hundred and ninety-nine of the acts of nineteen hundred and forty-eight . . .	\$500,000 00

Service of the Treasurer and Receiver-General.

3506-21	For personal services and other expenses of the treasurer and receiver-general in connection with the payment of the veterans' bonus, so called, as authorized by chapter seven hundred and thirty-one of the acts of nineteen hundred and forty-five, as amended, to be in addition to any amount heretofore appropriated for the purpose .	\$13,125 00
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Service of the Department of the Auditor.

3507-01	For an audit of certain housing authorities, as authorized by chapter six hundred and eighty-two of the acts of the current year .	\$40,000 00
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Service of the Department of Education.

3513-22	For personal services and expenses required in connection with furnishing certain educational services to certain war veterans, including the establishment and operation of regional educational centers in the commonwealth, to be in addition to any amount heretofore appropriated for the purpose	\$161,531 00
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THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM REVENUE
CREDITED TO THE OLD AGE ASSISTANCE FUND:

Service of the Alcoholic Beverages Control Commission.

3604-01	For personal services and expenses, including not more than forty-five permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	\$13,370 00
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Service of the State Racing Commission.

3604-11	For personal services and expenses, including not more than eleven permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that fees paid to veterinarians for services in connection with horse racing shall not exceed twenty-five dollars per diem, and in connection with dog racing, shall not exceed ten dollars per diem	\$6,155 00
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THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE PARKS AND
SALISBURY BEACH RESERVATION FUND:

<i>Service of the Department of Conservation.</i>	
Item	
	Division of Parks and Recreation:
4011	For personal services and expenses, including not more than seven permanent positions, to be in addition to any amount heretofore appropriated for the purpose \$9,000 00
4013	For personal services and expenses of recreational opportunities in state forests, to be in addition to any amount heretofore appropriated for the purpose 51,900 00
4016-00	For the purchase of certain land by the Wachusetts Mountain State Reservation Commission, as authorized by chapter five hundred and fourteen of the acts of nineteen hundred and forty-eight; provided, that the proceeds from any sale of land authorized by said act shall be credited as revenue to the parks and reservations fund 4,000 00
	Salisbury Beach Reservation:
4031	For the maintenance of Salisbury Beach reservation, including not more than one permanent position, to be in addition to any amount heretofore appropriated for the purpose 16,200 00

THE FOLLOWING APPROPRIATION IS PAYABLE FROM THE SMOKE INSPECTION FUND:

<i>Service of the Department of Public Utilities.</i>	
	Division of Smoke Inspection:
4311	For personal services and expenses, including not more than twelve permanent positions, to be in addition to any amount heretofore appropriated for the purpose \$120 00

THE FOLLOWING APPROPRIATIONS ARE PAYABLE FROM THE PRISON INDUSTRIES FUND:

<i>Service of the Department of Correction.</i>	
4401	For salaries of persons employed in the department of correction in certain supervisory and administrative work in prison industries, including not more than seven permanent positions, for the year nineteen hundred and fifty and the previous year, to be in addition to any amount heretofore appropriated for the purpose; provided, that of the amount herein appropriated the proportions properly chargeable to the prison industries fund at the Massachusetts reformatory, the reformatory for women, the state prison and the state prison colony shall be determined by the comptroller \$540 00

Item		
	Special:	
4421	For the purchase of woodworking equipment, to be used in conjunction with the furniture industry at the Massachusetts reformatory; provided, that the comptroller shall transfer from the General Fund to the Massachusetts Reformatory Industries Fund the sum of twenty-one thousand three hundred and thirty-six dollars and ninety-seven cents .	\$21,336 97
4511	For salaries of persons employed in industries at the reformatory for women, including not more than fourteen permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	3,720 00
4611 }	From the amount appropriated in item 4611 of section two of chapter three hundred and seven of the acts of the current year the sum of six thousand nine hundred dollars is hereby transferred and made available for the purposes of item 4411 of said section two of said chapter three hundred and seven: and said item 4611 is hereby amended by striking out in the third line the word "twenty-nine" and inserting in place thereof the word:— twenty-six; and said item 4411 is also hereby amended by striking out in the third line the word "twenty-five" and inserting in place thereof the word:— twenty-seven.	
4411 }		
4711	For salaries of persons employed in industries at the state prison colony, including not more than twenty-seven permanent positions, and including a certain claim for personal services for the fiscal year nineteen hundred and forty-eight, not to exceed one thousand two hundred dollars, to be in addition to any amount heretofore appropriated for the purpose .	780 00

METROPOLITAN DISTRICT COMMISSION FUNDS.

The following appropriations are to be assessed upon the several districts in accordance with the methods fixed by law, unless otherwise provided, and to be expended under the direction of the metropolitan district commission:

Metropolitan Parks, General.

	Specials:	
8602-21	For the construction of a swimming pool and dressing rooms in the city of Waltham, as authorized by chapter six hundred and forty-eight of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations .	\$150,000 00
8602-23	For the construction of an athletic field house, as authorized by chapter six hundred and fifty-three of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations .	40,000 00

Item		
8602-24	For the construction of a swimming pool at Magazine beach in the city of Cambridge, as authorized by chapter six hundred and fifty-five of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	\$300,000 00
8602-25	For the state's share of the cost of improvement of the County Ditch, so called, in the city of Revere, as authorized by chapter seven hundred and four of the acts of the current year; provided, that the cost of this work shall be paid as follows: twenty-five per cent by assessment as part of the cost of maintenance of parks reservations, and seventy-five per cent by the said city of Revere	50,000 00
8602-31	Item 8602-31 of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight is hereby amended in the sixth line by striking out the words appearing after the word "commission".	
8602-34	For the sanding of certain beaches acquired under the authorization of chapter five hundred and nine of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	10,000 00
8602-61	For the construction of a protective fence on the Neponset river by the metropolitan district commission, as authorized by chapter five hundred and five of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations, to be in addition to any amount heretofore appropriated for the purpose	25,000 00
8602-81	For certain clearing, stripping and cleaning of a portion of the shore of the upper Mystic Lake, as authorized by chapter five hundred and four of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	5,000 00
8602-84	For the construction of a swimming pool in the Allston-Brighton district, as authorized by chapter five hundred and thirty-three of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	300,000 00
8602-85	For the paving of the slopes of the Alewife Brook, as authorized by chapter five hundred and thirty-two of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	50,000 00
8602-86	For the beautification and development of the Mystic River, as authorized by chapter five hundred and forty-two of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	15,000 00
8602-87	For the acquisition, restoration and maintenance of the rolling dam on the Charles River at Bemis Street in Newton and Watertown, as authorized by chapter five hundred and sixty-eight of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	35,000 00

Metropolitan Sewerage, North System.

Item		
8802-00	For the maintenance and operation of a system of sewage disposal for the north metropolitan sewerage district, including retirement of veterans under the provisions of the General Laws, to be in addition to any amount heretofore appropriated for the purpose	\$21,180 00
	Specials:	
8802-33	The unexpended balance remaining in item 8802-28 of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight is hereby reappropriated and made available for the installation of Diesel pumping units at the Deer Island pumping station; and for this purpose, to be in addition to the said unexpended balance remaining in said item 8802-28, there is hereby appropriated	40,000 00
8802-35	For emergency repairs made or to be made to the north metropolitan sewer in Chelsea, to be in addition to any amount heretofore appropriated for the purpose; provided, that the commission on administration and finance is hereby authorized, subject to the approval of the governor and council, to waive the provisions of section eight A of chapter twenty-nine of the General Laws, as amended, with respect to that portion of the work which said commission finds is so urgent as to require such waiver	35,000 00

Metropolitan Sewerage, South System.

8807-00	For the maintenance and operation of a system of sewage disposal for the south metropolitan sewerage district, including retirement of veterans under the provisions of the General Laws, to be in addition to any amount heretofore appropriated for the purpose	\$13,520 00
	Special:	
8807-46	For the installation of Diesel pumping units at the Quincy pumping station, to be assessed as a part of the cost of maintenance of the south metropolitan sewerage system	50,000 00

Metropolitan Water System.

8902-00	For the maintenance and operation of the metropolitan water system, including retirement of veterans under the General Laws, to be in addition to any amount heretofore appropriated for the purpose	\$43,540 00
	Specials:	
8902-63	For the building of a certain steam line, Chestnut Hill, to be in addition to any amount heretofore appropriated for the purpose	5,000 00

Item		
	Specials:	
8902-67	For the provision of outdoor bathing facilities in the town of Rutland, as authorized by chapter five hundred and forty-three of the acts of the current year, to be included as part of the cost of maintenance of the metropolitan water system	\$40,000 00
8902-68	For the enlargement of the outdoor swimming pool in the town of Holden, as authorized by section one of chapter five hundred and forty-four of the acts of the current year, to be included as part of the cost of maintenance of the metropolitan water system	30,000 00
8902-69	For the provision of bathing facilities at Eagle Lake in the town of Holden, as provided by section two of chapter five hundred and forty-four of the acts of the current year; provided, that no expenditure shall be made under this item until the town of Holden shall have deposited in the state treasury the sum of ten thousand dollars; and, provided further, that one half of the cost of providing said facilities shall be included as a part of the cost of maintenance of the metropolitan water system. One half of any unexpended balance of this item remaining after completion of payment for the cost of installation of said facilities shall be refunded to the town of Holden	20,000 00
8902-70	For the continuation of certain improvements at Winthrop Shore Drive, as authorized by chapter six hundred and eighty-five of the acts of the current year, to be in addition to any amount heretofore appropriated for the purpose	50,000 00

MISCELLANEOUS.

0230	For the continuation of the investigation relative to the development and use, by cities and towns, of water systems and sources of water supply, as authorized by chapter seventy of the resolves of the current year	\$1,000 00
0246	For the continuation of the investigation of the prevention of child delinquency, as authorized by chapter sixty-seven of the resolves of the current year	5,000 00
0401-90	For personal services and expenses for a revision, recodification, consolidation and arrangement of the General Laws of the commonwealth, as authorized by chapter ninety-four of the resolves of nineteen hundred and forty-eight, to be in addition to any amount heretofore appropriated for the purpose	65,000 00

	Commission on Interstate Co-operation:	
0506-01	For personal services and expenses of the commission, including travel, as authorized by sections twenty-one to twenty-	

Item		
	four, inclusive, of the General Laws, and including not more than two permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	\$2,000 00
0801-02	For personal services and expenses of the office of the attorney general, including not more than forty-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose .	12,000 00
0802-01	For the settlement of certain claims, as provided by law, on account of damages by cars owned by the commonwealth and operated by state employees, to be in addition to any amount heretofore appropriated for the purpose .	7,000 00
	For the maintenance of and for certain improvements at the following state teachers' colleges, and the boarding halls attached thereto, with the approval of the commissioner of education:	
1313-00	State teachers' college at Salem, including not more than fifty permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the comptroller shall transfer to the General Fund from the Veterans' Services Fund the amount authorized to be transferred by chapter three hundred and seven of the acts of the current year .	300 00
0909-01 } 1001-31 }	From the amount appropriated in item 0909-01 of section two of chapter three hundred and seven of the acts of the current year the sum of ten thousand five hundred and eighty dollars is hereby transferred and made available for the purposes of item 1001-31 of said section two of said chapter three hundred and seven and of this act.	
0102-21	For the renovation and repair of the chamber of the house of representatives, including the installation of a carpet and an air conditioning system, and any necessary repairs to the floor structure .	50,000 00
0215	For payment of an expense incurred during the fiscal year nineteen hundred and forty-nine under authority of chapter forty-nine of the resolves of nineteen hundred and forty-eight .	200 00
0259	For a study relative to admission or commitment of persons to mental institutions, as authorized by chapter seventy-three of the resolves of the current year .	5,000 00
1301-18	For personal services and other expenses required for the operation of an agency for surplus property, to be in addition to any amount heretofore appropriated for the purpose .	1,200 00
0101-12	For the salaries of the doorkeepers of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than two permanent positions, to be in addition to any amount heretofore appropriated for the purpose, for the year nineteen hundred and fifty and the previous year .	1,380 00

Item		
0101-13	For the salaries of assistant doorkeepers of the senate and house of representatives and of general court officers, with the approval of the sergeant-at-arms, including not more than thirty-two permanent positions, to be in addition to any amount heretofore appropriated for the purpose, for the year nineteen hundred and fifty and the previous year	\$20,300 00
2220-25	For a beach erosion study, as authorized by chapter seven hundred and twenty-one of the acts of the current year	5,000 00
2230-47	For payment of a claim of the Boston Forge Company, as authorized by chapter sixty-five of the resolves of the current year	27,000 00
0260	For an investigation and study by a special commission relative to the textile industry, as authorized by chapter twenty-nine of the resolves of the current year	15,000 00
0501-20	For a certain payment, as authorized by chapter seventy-two of the resolves of the current year	2,800 00
1002-30	For a certain payment to the town of Charle- mont, as authorized by chapter sixty-eight of the resolves of the current year	2,109 52
2220-19	For improvement of the facilities of the port of New Bedford, as authorized by chapter six hundred and seventy-three of the acts of nineteen hundred and forty-five, to be in addition to any amount heretofore appropriated for the purpose; provided, that expenditures under this item shall not be subject to the provisions of chapter ninety-two A of the General Laws	100,000 00
8602-39	For the construction of certain recreation areas, as authorized by chapter six hundred and seventy-three of the acts of the current year, to be assessed as a part of the cost of maintenance of parks reservations	25,000 00
3504-42	<p>Commissioner of Veterans' Services:</p> <p>For personal services of the commissioner and deputies, including not more than three permanent positions, to be in addition to any amount heretofore appropriated for the purpose</p>	3,400 00
3504-58	<p>Special:</p> <p>For the representation of the commonwealth at the national convention of the Marine Corps League, the Women's Auxiliary and the Military Order of Devil Dogs, as authorized by chapter sixty-six of the resolves of the current year</p>	5,000 00
8807-23	For the continuation of an investigation relative to the disposal of sewage in the south metropolitan sewerage district, as authorized by chapter fifty-seven of the resolves of the current year, to be in addition to any amount heretofore appropriated for the purpose	5,000 00
8901-01	Certain payments as authorized by chapter six hundred and forty-one of the acts of the current year and chapter fifty-five of the resolves of the current year are hereby	

Item		
	authorized to be paid from the water construction fund account 8901-01 without further appropriation.	
2820-33	Item 2820-33 of section two of chapter three hundred and seven of the acts of the current year is hereby made available for the rental of space outside the state house, including the cost of moving and expenses incidental thereto, and for the cost of moving within the state house, including the cost of repairs and furnishings incidental thereto; and, in addition, there is hereby appropriated and made available for expenditure for the same purpose by the commission on administration and finance, or by transfer with the approval of said commission to appropriations where the amounts otherwise available for the purpose are insufficient	\$50,000 00
2932-02	For the maintenance and control of the Northern Artery, so called, as authorized by chapter five hundred and eighty-two of the acts of the current year; provided that the comptroller shall transfer to the Highway Fund the sum of five hundred dollars from the General Fund and the sum of nineteen thousand five hundred dollars from the Metropolitan District Commission Park funds, to be assessed by methods fixed by law	50,000 00
0102-29	For a study of ticket selling agencies, as authorized by a joint order of the General Court	1,000 00
0102-30	For a certain study by the committee on insurance, as authorized by a joint order of the General Court	8,000 00
0102-31	For a certain study by the committee on education, as authorized by a joint order of the General Court	2,500 00
0102-32	For a certain study by the committee on metropolitan affairs, as authorized by a joint order of the General Court	5,000 00
0102-33	For a certain study by the committee on power and light, as authorized by a joint order of the General Court	5,000 00
0102-42	For a certain study by the committee on cities, as authorized by a joint order of the General Court	2,000 00
0239	For the continuation of an investigation and study by the special commission on taxation, as authorized by chapters eighty-six of the resolves of nineteen hundred and forty-eight and fifty-six and sixty of the resolves of the current year, to be in addition to any amount heretofore appropriated for the purpose	150,000 00
0261	For a study of the structure of the state government, as authorized by chapter seventy-five of the resolves of the current year	100,000 00
	Special:	
2900-30	For a study of a certain interstate through expressway, as authorized by chapter seventy-six of the resolves of the current year	150,000 00

Item		
0446-01	For personal services and expenses of the Youth Service Board and the Advisory Committee on Service to Youth, as authorized by chapter three hundred and ten of the acts of nineteen hundred and forty-eight, and including not more than sixty-one permanent positions, to be in addition to any amount heretofore appropriated for the purpose; provided, that the governor, upon recommendation of the commission on administration and finance and with the approval of the council, may make allocations by transfer or otherwise from the following appropriations made available to the Youth Service Board for the fiscal year ending June thirtieth, nineteen hundred and fifty: 0448-00, 0449-00, 0450-00; and may transfer permanent positions provided in said appropriations to said board	\$4,020 00
	Special:	
1301-28	For the expenses of a program to secure fair educational practices in education, as authorized by chapter seven hundred and twenty-six of the acts of the current year	15,000 00
0401-03	For the salaries of the eight councillors, to be in addition to any amount heretofore appropriated for the purpose	8,000 00
0263	For a certain study of the laws relating to milk and milk products, as authorized by chapter seventy-eight of the resolves of the current year	2,500 00
	Superior Court:	
0302-03	For the salary of the assistant clerk, Suffolk County, to be in addition to any amount heretofore appropriated for the purpose	500 00
	Division of Banks:	
1101-01	For the salary of the commissioner, to be in addition to any amount heretofore appropriated for the purpose	3,500 00
	Division of Registration:	
1403-01	For the salary of the director, to be in addition to any amount heretofore appropriated for the purpose	600 00
	Secretary of the Commonwealth:	
0501-01	For the salary of the secretary, to be in addition to any amount heretofore appropriated for the purpose	1,000 00
0601-01	For the salary of the treasurer and receiver-general, to be in addition to any amount heretofore appropriated for the purpose	2,000 00
0701-01	For the salary of the auditor, to be in addition to any amount heretofore appropriated for the purpose	2,000 00
0801-01	For the salary of the attorney general, to be in addition to any amount heretofore appropriated for the purpose	2,000 00
0102-43	For a certain study by the committee on transportation, as authorized by a joint order of the General Court	1,500 00

Item		
0102-44	For a certain study by the committee on mercantile affairs, as authorized by a joint order of the General Court . . .	\$5,000 00
0102-46	For a certain study by the committee on conservation, as authorized by a joint order of the General Court . . .	1,500 00
0102-48	For a study of certain aeronautic and airport matters by a joint special committee, as authorized by a joint order of the General Court . . .	10,000 00
3504-59	For the representation of the commonwealth at the national convention of the Yankee Division Veterans' Association, as authorized by chapter twenty-three of the resolves of the current year; provided, that payments to fulfill obligations incurred in the fiscal year nineteen hundred and forty-nine may be made in the current fiscal year . . .	5,000 00
0102-49	For certain travel expenses of the committee on public welfare, as authorized by a joint order of the General Court . . .	1,000 00
0101-10	For clerical and other assistance employed by the sergeant-at-arms, including not more than four permanent positions, to be in addition to any amount heretofore appropriated for the purpose, for the year nineteen hundred and fifty and the previous year . . .	810 00
Dukes County:		
0306-44	Register, to be in addition to any amount heretofore appropriated for the purpose . . .	500 00
0102-21	For stationery and miscellaneous expenses for members of the senate, with the approval of the senate committee on rules . . .	1,800 00
0803-10	For personal services and expenses of hearings and special pleadings, including legal assistants and stenographic services as needed in litigations, re New York, New Haven and Hartford Railroad (Old Colony Division), to be in addition to any amount heretofore appropriated for the purpose; provided, that no salaries or expenses of permanent employees shall be charged to this item . . .	7,500 00
0102-07	For office expenses of the counsel to the senate, to be in addition to any amount heretofore appropriated therefor . . .	200 00
2301-23 } 2301-09 }	From the amount appropriated in item 2301-23 of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight the unexpended balance remaining in said item is hereby transferred and made available for the purposes of item 2301-09 of chapter three hundred and seven of the acts of the current year.	
0264	For a study by a special commission of the proposed acquisition of certain property to be leased for stockyard purposes, as authorized by chapter eighty-one of the resolves of the current year . . .	2,500 00

Item		
0266	For an investigation and study relative to the sale and distribution within the commonwealth of certain securities, as authorized by chapter eighty of the resolves of the current year	\$5,000 00
	Service of the Soldiers' Home in Massachusetts:	
3504-38	For the construction of a nurses' home, including the cost of furnishings and equipment, to be payable from the Veterans' Services Fund	600,600 00
	Special:	
1103-03	For the printing of certain reports of the Division of Insurance	25,000 00

DEFICIENCIES.

For deficiencies in certain appropriations of previous years, in certain funds, as follows:

2899	General Fund	\$51,019 28
2999	Highway Fund	20,633 70
3391	Inland Fisheries and Game Fund	421 75
3599	Veterans' Services Fund	539 00
4099	Parks and Salisbury Beach Reservation Fund	79 50

SECTION 3. No payment shall be made or obligation incurred under authority of any special appropriation made by this act for construction of public buildings or other improvements at state institutions until plans and specifications have been approved by the governor, unless otherwise provided by such rules and regulations as the governor may make.

SECTION 4. No moneys appropriated under this act shall be expended for reimbursement for the expenses of meals for persons while traveling within the commonwealth, at the expense thereof, unless such reimbursement is in accordance with rules and rates which are hereby authorized to be established from time to time by the commission on administration and finance.

SECTION 5. On and after October first, nineteen hundred and forty-nine, the allowance to state employees for expenses incurred by them in the operation of motor vehicles owned by them and used in the performance of their official duties shall not exceed six cents a mile. For a reserve for the expense of private auto mileage, arising from the application of this section, the sum of forty thousand dollars is hereby appropriated. The governor upon recommendation of the commission on administration and finance is hereby authorized to transfer from the said sum to items of appropriation for the fiscal year nineteen hundred and fifty which are available in whole or in part for private auto mileage, such amounts as are necessary to meet the increased private auto mileage rate, to be in addition to any amounts hereto-

fore appropriated for the purpose, and to allocate such transfers to the several state or other funds to which such items of appropriation are charged.

SECTION 6. Amounts included for permanent positions in sums appropriated in section two for personal services are based upon schedules of permanent positions and salary rates as approved by the joint committee on ways and means, and, except as otherwise shown by the files of said committee, a copy of which shall be deposited with the division of personnel and standardization, no part of sums so appropriated in section two shall be available for payment of salaries of any additional permanent positions, or for payments on account of reallocations of permanent positions, or for payments on account of any change of salary range or compensation of any permanent position, notwithstanding any special or general act to the contrary.

SECTION 7. In addition to the payment of regular salaries, sums appropriated for personal services in the fiscal year nineteen hundred and fifty shall be available for the payment of such other forms of compensation as may be due under existing statutes, or under the provisions of rules and regulations made in accordance with said statutes.

SECTION 8. On and after the effective date of this act, charges to state employees for maintenance shall be made in accordance with rules and regulations as established by the commission on administration and finance.

SECTION 9. All federal subventions and grants available to the commonwealth under any act of Congress and not otherwise authorized to be received shall be paid into the treasury of the commonwealth; provided, however, that applications for such subventions and grants, and for transfers within such subventions and grants, shall be subject to the approval of the commission on administration and finance. All federal subventions and grants received by the commonwealth may be expended without specific appropriation if such expenditures are otherwise in accordance with law. All income, including federal subventions and grants, received by the commonwealth from or on account of veterans in payment for veterans' services, shall be credited to the veterans' services fund.

SECTION 10. Notwithstanding the provisions of section fifty-one of chapter thirty of the General Laws, or any other provision of law, the state purchasing agent is hereby authorized during the fiscal year nineteen hundred and fifty to incur liabilities and incidental expenses for the purchase of supplies, as provided by said section fifty-one, including material to be disposed of as surplus, so called, by the federal government through agencies of the federal government, in an amount not exceeding three hundred and fifty thousand dollars, in addition to any amount heretofore provided for the purpose, and the comptroller may certify for payment such incidental expenses and liabilities so incurred to an

amount not exceeding three hundred and fifty thousand dollars, in addition to any amount heretofore provided for the purpose.

SECTION 11. For the payment of salary adjustments for officers and employees of the commonwealth, there are hereby appropriated to items of appropriation which are available in whole or in part for personal services the following amounts: —

General Fund	\$6,878,634 00
Highway Fund	1,768,050 00
Port of Boston Fund	46,800 00
Inland Fisheries and Game Fund	32,400 00
Veterans' Services Fund	307,260 00
Old Age Assistance Fund	81,780 00
Parks and Recreation Fund	31,410 00
Smoke Inspection Fund	4,320 00
Prison Industries Fund	36,360 00
Metropolitan District Commission, North Sewerage Fund	60,840 00
Metropolitan District Commission, South Sewerage Fund	43,920 00
Metropolitan District Commission, Water Maintenance Fund	206,640 00
	<hr/>
	\$9,498,414 00

The comptroller is directed to transfer to the General Fund the sum of \$44,428 00 from the Highway Fund, \$7,920 00 from the Inland Fisheries and Game Fund, \$140,157 00 from the Veterans' Services Fund, \$14,400 00 from amounts collected under chapter 64B of the General Laws and \$128,520 00 from the receipts from the income tax; and to transfer to the Highway Fund the sum of \$130,364 00 from the Metropolitan District Commission Parks Fund and \$15,120 00 from the Metropolitan District Commission Fund. The comptroller is further directed to allocate to the following items of appropriation the amounts as severally listed, to be in addition to amounts appropriated to said items of appropriation of section 2 of chapter 307 of the acts of 1949 and of this act.

General Fund.

Item		Item	
0101-05	\$720 00	0301-05	\$2,160 00
0101-06	720 00	0301-12	1,440 00
0101-07	360 00	0302-04	720 00
0101-08	1,080 00	0306-81	1,080 00
0101-10	1,440 00	0306-82	1,800 00
0101-12	720 00	0306-83	4,320 00
0101-13	9,000 00	0306-84	360 00
0101-14	3,600 00	0306-85	5,760 00
0101-15	1,080 00	0306-86	720 00
0101-18	1,440 00	0306-87	4,200 00
0101-19	2,160 00	0306-88	810 00
0101-20	1,620 00	0306-89	14,400 00
0101-21	1,800 00	0306-90	120 00
0102-04	720 00	0306-91	5,400 00

General Fund — Continued.

Item		Item	
0306-92	\$2,232 00	1001-31	\$3,240 00
0306-93	17,280 00	1002-01	1,800 00
0306-94	5,580 00	1002-12	28,080 00
0308-02	11,160 00	1002-14	2,880 00
0311-01	17,280 00	1002-18	720 00
0312-01	360 00	1002-21	23,040 00
0401-04	8,640 00	1002-26	360 00
0401-05	1,080 00	1002-27	360 00
0401-06	1,440 00	1003-01	1,800 00
0402-02	8,280 00	1003-02	7,920 00
0403-17	360 00	1003-03	15,840 00
0405-01	2,160 00	1004-70	4,500 00
0405-02	36,180 00	1004-87	1,440 00
0406-06	2,520 00	1101-02	57,600 00
0406-09	9,000 00	1102-01	2,520 00
0407-01	720 00	1103-02	82,800 00
0414-02	3,600 00	1105-01	10,800 00
0414-03	42,480 00	1201-02	219,960 00
0414-04	2,760 00	1203-01	43,920 00
0414-05	22,860 00	1203-21	1,080 00
0414-06	15,480 00	1204-01	8,280 00
0414-12	3,540 00	1301-02	21,840 00
0416-01	1,440 00	1301-10	1,680 00
0416-02	17,460 00	1301-18	1,800 00
0416-03	11,160 00	1301-20	720 00
0416-04	8,280 00	1301-21	2,160 00
0416-05	29,640 00	1301-22	6,480 00
0419-01	4,680 00	1301-31	7,200 00
0423-01	10,080 00	1301-61	16,920 00
0426-01	3,240 00	1301-64	720 00
0427-01	1,440 00	1302-01	6,840 00
0428-01	2,520 00	1303-01	7,380 00
0429-01	3,600 00	1304-01	9,360 00
0442-01	4,320 00	1304-06	5,040 00
0445-01	360 00	1304-11	2,970 00
0446-01	21,240 00	1304-13	720 00
0446-40	48,600 00	1304-15	720 00
0446-60	34,560 00	1304-16	2,520 00
0446-80	54,360 00	1305-01	8,640 00
0460-00	4,320 00	1306-01	720 00
0461-00	61,020 00	1306-10	20,520 00
0463-00	10,620 00	1307-00	24,660 00
0501-02	26,640 00	1307-21	11,520 00
0504-01	1,080 00	1308-00	24,660 00
0506-01	720 00	1308-21	3,600 00
0601-02	18,360 00	1309-00	19,800 00
0604-01	4,680 00	1309-21	11,700 00
0605-01	360 00	1311-00	7,920 00
0701-02	14,760 00	1312-00	7,272 00
0801-02	5,400 00	1312-21	1,440 00
0901-02	8,460 00	1313-00	14,760 00
0901-21	720 00	1314-00	7,560 00
0905-01	3,240 00	1314-21	720 00
0905-03	5,040 00	1315-00	10,800 00
0906-01	25,920 00	1321-00	13,320 00
0907-01	15,480 00	1331-00	11,520 00
0908-01	5,400 00	1332-00	41,400 00
0909-01	5,040 00	1333-00	13,680 00
0910-01	1,440 00	1341-00	338,760 00
1001-02	8,280 00	1402-02	65,160 00

General Fund — Concluded.

Item		Item	
1403-02	\$16,020 00	1806-00	\$44,100 00
1407-02	1,440 00	1807-00	81,900 00
1420-01	1,800 00	1901-02	12,960 00
1421-01	5,580 00	1901-22	1,440 00
1501-02	51,480 00	1904-01	37,080 00
1501-21	2,160 00	1906-01	74,520 00
1601-01	1,800 00	1906-03	1,080 00
1601-02	26,280 00	1918-00	65,160 00
1601-31	3,600 00	1919-00	251,640 00
1601-41	12,960 00	2001-02	7,560 00
1601-51	1,800 00	2002-01	11,880 00
1601-53	4,320 00	2003-01	6,300 00
1601-61	3,600 00	2004-01	7,920 00
1601-71	10,080 00	2005-01	14,400 00
1601-81	6,120 00	2006-01	2,880 00
1603-01	4,140 00	2007-07	16,920 00
1604-01	6,120 00	2008-11	39,960 00
1701-02	34,020 00	2009-01	3,240 00
1702-00	26,640 00	2010-01	5,040 00
1710-00	64,800 00	2012-01	12,060 00
1711-00	280,800 00	2015-01	20,520 00
1712-00	238,320 00	2020-01	10,800 00
1713-00	140,760 00	2022-00	87,120 00
1714-00	142,200 00	2023-01	79,560 00
1715-00	190,800 00	2024-00	97,920 00
1716-00	191,880 00	2025-00	103,860 00
1717-00	176,040 00	2031-00	84,960 00
1718-00	186,840 00	2101-02	30,960 00
1719-00	195,840 00	2102-04	3,960 00
1720-00	176,760 00	2103-01	7,560 00
1721-00	249,120 00	2104-01	360 00
1722-00	169,200 00	2104-11	11,880 00
1723-00	126,360 00	2104-21	9,360 00
1724-00	193,320 00	2105-11	1,080 00
1725-00	159,120 00	2202-03	21,960 00
1726-00	88,920 00	2202-06	810 00
1801-02	9,000 00	2202-07	3,240 00
1801-08	4,680 00	2202-20	1,800 00
1801-21	13,680 00	2301-02	25,560 00
1802-00	168,480 00	2304-01	11,880 00
1803-00	58,680 00	2308-01	3,240 00
1805-00	73,800 00		

Highway Fund.

2900-02	\$567,000 00	2900-80	\$31,500 00
2900-04	467,640 00	2924-01	284,040 00
2900-10	720 00	2970-04	55,530 00
2900-12	5,760 00	2931-01	20,160 00
2900-62	720 00	2932-01	326,160 00
2900-45	8,820 00		

Port of Boston Fund.

3140-01	\$22,320 00	3150-01	\$24,480 00
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Inland Fisheries and Game Fund.

3304-01	\$4,320 00	3304-53	\$5,400 00
3304-31	19,080 00	3304-62	540 00
3304-51	3,060 00		

Veterans' Services Fund.

Item		Item	
3504-21 . . .	\$3,240 00	3506-21 . . .	\$4,320 00
3504-30 . . .	185,400 00	3506-31 . . .	1,440 00
3504-41 . . .	720 00	3513-22 . . .	9,900 00
3504-42 . . .	25,920 00	3516-01 . . .	12,600 00
3504-50 . . .	63,720 00		

Old Age Assistance Fund.

3604-01 . . .	\$15,120 00	3619-01 . . .	\$64,080 00
3604-11 . . .	2,580 00		

Parks and Recreation Fund.

4011 . . .	\$12,240 00	4021 . . .	\$450 00
4013 . . .	11,520 00	4031 . . .	7,200 00

Smoke Inspection Fund.

4311 . . .	\$4,320 00
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Prison Industries Fund.

4401 . . .	\$2,520 00	4611 . . .	\$10,440 00
4411 . . .	9,000 00	4711 . . .	9,720 00
4511 . . .	4,680 00		

Metropolitan District Commission Funds.

8802 . . .	\$60,840 00	8902 . . .	\$206,640 00
8807 . . .	43,920 00		

SECTION 12. For the cost of meeting deficiencies arising from the application of section eleven of this act, the sum of fifty thousand dollars is hereby appropriated. The governor, upon recommendation of the commission on administration and finance, is hereby authorized to transfer from the said sum to items of appropriation for the fiscal year nineteen hundred and fifty, which are available in whole or in part for personal services, such amounts as are necessary to meet said salary adjustments, to be in addition to amounts appropriated to said items of appropriation of section two of chapter three hundred and seven of the acts of the current year and of this act, and the governor, upon recommendation of the commission on administration and finance, is further authorized to allocate such transfers to the several state or other funds to which such items of appropriations are charged.

SECTION 13. To meet the cost of increases in salaries of officers and employees of the commonwealth whose salaries are established by statute and were not increased by the provisions of sections one to forty-eight, inclusive, of chapter five hundred and ninety-one of the acts of nine-

teen hundred and forty-six, or by any other act enacted during the fiscal years nineteen hundred and forty-six, nineteen hundred and forty-seven, nineteen hundred and forty-eight or the current year, all of which salaries are hereby increased as provided by section forty-nine of said chapter five hundred and ninety-one for the period beginning July first, nineteen hundred and forty-nine and ending June thirtieth, nineteen hundred and fifty, the sum of sixteen thousand three hundred and thirty-two dollars is hereby appropriated for the fiscal year nineteen hundred and fifty, to be paid in the following amounts from the following funds:—

General Fund	.	.	.	.	.	.	\$11,112 00
Highway Fund	.	.	.	.	.	.	1,200 00
Veterans' Services Fund	.	.	.	.	.	.	420 00
Old Age Assistance Fund	.	.	.	.	.	.	3,600 00

Provided that the said increase, for full time service, shall not be more than six hundred dollars per annum, the provisions of said section forty-nine of chapter five hundred and ninety-one of the acts of nineteen hundred and forty-six notwithstanding, the sum herein appropriated is to provide the amounts required to be added to each of the appropriation items for personal services for the fiscal year nineteen hundred and fifty in order to meet the cost of said salary increases. The comptroller is hereby directed to transfer said amounts from the sum herein appropriated to the appropriation items aforesaid which cover the personal services of persons whose salaries are so increased, the same to be in each instance in addition to the amounts already appropriated in said items.

SECTION 14. The budget commissioner is hereby directed to send a copy of sections three to thirteen, inclusive, of this act to each departmental, divisional and institutional head immediately following the passage of this act.

SECTION 15. Except as otherwise specifically provided in this act, the appropriations and authorizations in this act shall become effective upon its passage.

Approved August 31, 1949.

RESOLVES.

RESOLVE VALIDATING THE ACTS OF JOSEPHINE E. BISHOP OF MALDEN AS A NOTARY PUBLIC. *Chap. 1*

Resolved, That the acts of Josephine E. Bishop of Malden as a notary public between October seventeenth, nineteen hundred and thirty-four and September seventh, nineteen hundred and forty-eight, both dates inclusive, are hereby confirmed and made valid, in so far as the same were invalid by reason of the fact that, notwithstanding the change of her name by marriage from Josephine E. Dodge, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws.

Approved February 26, 1949.

RESOLVE VALIDATING THE ACTS OF PAULINE P. LARSON OF EVERETT AS A NOTARY PUBLIC. *Chap. 2*

Resolved, That the acts of Pauline P. Larson of Everett as a notary public between July twenty-eighth, nineteen hundred and forty-five and September eleventh, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Pauline P. Kahan, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid. *Approved February 26, 1949.*

RESOLVE VALIDATING THE ACTS OF EVELYN J. OLANDER OF NEWTON AS A NOTARY PUBLIC. *Chap. 3*

Resolved, That the acts of Evelyn J. Olander of Newton as a notary public between August twenty-sixth, nineteen hundred and forty-four and February twelfth, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Evelyn J. Blomquist, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid. *Approved February 26, 1949.*

RESOLVE VALIDATING THE ACTS OF HELEN M. WILLS OF BOSTON AS A NOTARY PUBLIC. *Chap. 4*

Resolved, That the acts of Helen M. Wills of Boston as a notary public between March seventeenth, nineteen

hundred and forty-seven and November fifteenth, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Helen Macmillan, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid. *Approved February 26, 1949.*

Chap. 5 RESOLVE VALIDATING THE ACTS OF EDNA B. ROSE OF LYNN
AS A NOTARY PUBLIC.

Resolved, That the acts of Edna B. Rose of Lynn as a notary public between June sixth, nineteen hundred and forty-six and September third, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Edna V. Burrill, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid. *Approved February 26, 1949.*

Chap. 6 RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL
COUNCIL RELATIVE TO DEFENCES IN SUITS IN EQUITY
BROUGHT AGAINST INSURANCE COMPANIES IN CERTAIN
CASES.

Resolved, That the judicial council be requested to investigate the subject matter of current senate document numbered one hundred and ninety-eight, relative to defences in suits in equity brought against insurance companies under certain policies of insurance and current senate document numbered one hundred and ninety-nine, relative to defences in suits in equity brought against insurance companies in certain cases arising out of motor vehicle accidents, and to include its conclusions and recommendations in relation thereto, with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved March 1, 1949.*

Chap. 7 RESOLVE VALIDATING THE ACTS OF VERA M. MILLER OF
CAMBRIDGE AS A NOTARY PUBLIC.

Resolved, That the acts of Vera M. Miller of Cambridge as a notary public between June thirtieth, nineteen hundred and forty-five and November twelfth, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Vera M. Laubner, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid. *Approved March 8, 1949.*

RESOLVE VALIDATING THE ACTS OF CLAIRE A. AGRIPPINO *Chap. 8*
OF BOSTON AS A NOTARY PUBLIC.

Resolved, That the acts of Claire A. Agrippino of Boston as a notary public between August fifth, nineteen hundred and forty-four and December sixth, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Claire A. DeLeo, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid.

Approved March 8, 1949.

RESOLVE VALIDATING THE ACTS OF KATHERINE W. *Chap. 9*
MCNULTY OF BOSTON AS A NOTARY PUBLIC.

Resolved, That the acts of Katherine W. McNulty of Boston as a notary public between September twenty-sixth, nineteen hundred and forty-five and November twenty-seventh, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Katherine W. Sheehan, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid.

Approved March 8, 1949.

RESOLVE VALIDATING THE ACTS OF JOHN W. HURLEY OF *Chap. 10*
BOSTON AS A NOTARY PUBLIC.

Resolved, That the acts of John W. Hurley of Boston as a notary public, between June seventh, nineteen hundred and forty-six and January seventeenth, nineteen hundred and forty-nine, both dates inclusive, are hereby confirmed and made valid to the same extent as if during said time he had been qualified to discharge the duties of said office.

Approved March 8, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION BY THE *Chap. 11*
JUDICIAL COUNCIL RELATIVE TO ELIMINATING THE
NECESSITY OF HAVING EXCEPTIONS NOTED ON THE
RECORD FOR APPEAL AFTER OBJECTIONS OF COUNSEL
ARE MADE TO EVIDENCE OR RULINGS DURING THE TRIAL
OF CERTAIN CAUSES.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered eight hundred and ninety-two, relative to eliminating the necessity of having exceptions noted on the record for appeal after objections of counsel are made to evidence or rulings during the trial of certain causes, and to include

its conclusions and recommendations in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved March 28, 1949.

Chap. 12 RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO GRANTING FURTHER POWERS TO THE SUPERIOR AND DISTRICT COURTS IN CERTAIN NON-SUPPORT PROCEEDINGS.

Resolved, That the judicial council be requested to investigate the subject matter of current senate document numbered two hundred and sixty-four, relative to granting further powers to the superior and district courts in certain non-support proceedings, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the year nineteen hundred and forty-nine.

Approved April 4, 1949.

Chap. 13 RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO THE CITATION OF EXECUTORS AND ADMINISTRATORS OF DECEASED DEFENDANTS IN PERSONAL ACTIONS THE CAUSE OF WHICH SURVIVES AND TO THE TIME OF BRINGING CERTAIN OF SUCH ACTIONS AGAINST EXECUTORS AND ADMINISTRATORS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered five hundred and ten, relative to the citation of executors and administrators of deceased defendants in personal actions the cause of which survives and to the time of bringing certain of such actions against executors and administrators, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the year nineteen hundred and forty-nine.

Approved April 4, 1949.

Chap. 14 RESOLVE VALIDATING THE ACTS OF DOROTHY M. BLACK OF BOSTON AS A NOTARY PUBLIC.

Resolved, That the acts of Dorothy M. Black of Boston as a notary public between June first, nineteen hundred and forty-six, and September eleventh, nineteen hundred and forty-eight, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Dorothy M. Walsh, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid.

Approved April 21, 1949.

RESOLVE VALIDATING CERTAIN ACTS OF MIRIAM C. CLIFFORD AS A NOTARY PUBLIC. *Chap. 15*

Resolved, That the acts of Miriam C. Clifford, of Boston, as a notary public, between January nineteenth, nineteen hundred and forty-seven, and February ninth, nineteen hundred and forty-eight, both dates inclusive, are hereby confirmed and made valid to the same extent as if during said time she had been qualified to discharge the duties of such office.

Approved April 21, 1949.

RESOLVE VALIDATING THE ACTS OF HAROLD B. GORES OF NEWTON AS A NOTARY PUBLIC. *Chap. 16*

Resolved, That the acts of Harold B. Gores of Newton as a notary public, between October twenty-third, nineteen hundred and forty-seven and March twenty-fifth, nineteen hundred and forty-nine, both dates inclusive, are hereby confirmed and made valid to the same extent as if during said time he had been qualified to discharge the duties of said office.

Approved May 10, 1949.

RESOLVE VALIDATING THE ACTS OF AGNES P. SHEEHAN OF SPRINGFIELD AS A NOTARY PUBLIC. *Chap. 17*

Resolved, That the acts of Agnes P. Sheehan of Springfield as a notary public, between June fourth, nineteen hundred and forty-eight, and March twenty-fourth, nineteen hundred and forty-nine, both dates inclusive, are hereby confirmed and made valid to the same extent as if during said time she had been qualified to discharge the duties of said office.

Approved May 27, 1949.

RESOLVE VALIDATING THE ACTS OF EUNICE P. HOWE OF BOSTON AS A NOTARY PUBLIC. *Chap. 18*

Resolved, That the acts of Eunice P. Howe of Boston as a notary public between February ninth, nineteen hundred and forty-seven and May twelfth, nineteen hundred and forty-nine, both dates inclusive, are hereby confirmed and made valid, in so far as the same were invalid by reason of the fact that, notwithstanding the change of her name by marriage from Eunice P. Simm, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws.

Approved May 27, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO THE SUPPORT AND MAINTENANCE OF PERSONS OVER TWENTY-ONE YEARS OF AGE WHO ARE INCAPABLE OF SELF-SUPPORT BY REASON OF PHYSICAL OR MENTAL DISABILITY. *Chap. 19*

Resolved, That the judicial council be requested to investigate the subject matter of current senate document num-

bered five hundred and eighty-nine, relative to the support and maintenance of persons over twenty-one years of age who are incapable of self-support by reason of physical or mental disability, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved June 7, 1949.

Chap. 20 RESOLVE IN FAVOR OF THE WIDOW OF THE LATE JAMES J. BRUIN.

Resolved, That, for the purpose of promoting the public good, there be allowed and paid out of the treasury of the commonwealth to the widow of the late James J. Bruin, who died while a member of the present house of representatives, the salary to which he would have been entitled had he lived and served until the end of the current session.

Approved June 9, 1949.

Chap. 21 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE CONTINUATION OF THE TRANSPORTATION SERVICE IN THE AREAS SERVED BY THE OLD COLONY DIVISION OF THE NEW YORK, NEW HAVEN & HARTFORD RAILROAD COMPANY, AND IN MARTHA'S VINEYARD AND NANTUCKET.

Resolved, That an unpaid special commission, to consist of four members of the senate to be designated by the president thereof, the senator who is first named to be chairman of the commission, seven members of the house of representatives to be designated by the speaker thereof, the representative first named to be vice-chairman of the commission, the attorney general or his designee, the chairman of the commission of the department of public utilities or his designee, and three members to be appointed by the governor, is hereby established to investigate and study relative to the continuation of service, both freight and passenger, on the Old Colony Division, the Boston and Providence Division and the Providence and Worcester Division, of the New York, New Haven & Hartford Railroad Company, including the Hyde Park and Readville districts, and the New England Transportation Company and the Union Freight Railroad Company, and to the entire problem of transportation service in the area south and east of Boston, including the islands of Martha's Vineyard and Nantucket.

Said commission shall consider the reports of recess commissions previously established by resolves of the general court, relating to the investigation of transportation facilities, and such other evidence, including the testimony of experts, as it may deem advisable. Said commission may call upon the department of public utilities and other departments, boards, commissions and officers of the commonwealth for

such information as it may desire in the course of its investigation. Said commission shall investigate the application and effect of the segregation formula and allocation of expenses on profit or loss of the Old Colony Division of the New York, New Haven & Hartford Railroad Company and include in its report its finding concerning the same. Said commission shall be provided with quarters in the state house or elsewhere, shall hold public hearings, shall have the power to summon witnesses and to require the production of books, records, contracts and papers and the giving of testimony under oath, may travel within and without the commonwealth and may expend such sums as may be appropriated therefor for expert, clerical and other services and expenses. Said experts shall be appointed by the commission.

The commission shall make its report and recommendations to the general court by filing the same with the clerk of the senate not later than the first Wednesday in December, nineteen hundred and forty-nine, accompanied by such plans, statistics and drafts of legislation as it may deem necessary or appropriate.

Approved June 14, 1949.

RESOLVE IN FAVOR OF VIOLA C. KINGSBURY OF NORTH-
AMPTON. *Chap. 22*

Resolved, That for the purpose of discharging a moral obligation of the commonwealth, and after an appropriation therefor has been made, there be allowed and paid out of the treasury of the commonwealth to Viola C. Kingsbury, of Northampton, such sum as will, when added to the amount received by her under the order of the board of claims hereinafter referred to, equal an amount not exceeding five thousand dollars to compensate her on account of the death of her son, William F. Kingsbury, who was killed on October twenty-fourth, nineteen hundred and forty-seven, in the line of active duty while fighting a forest fire as a member of Company G, 104th Infantry of the Massachusetts National Guard.

No payment shall be made hereunder until there shall have been filed with the comptroller an agreement signed by said Viola C. Kingsbury that the amount, if any, paid or to be paid for legal services rendered in connection with the passage of this resolve, shall not exceed ten per cent of said sum, and provided, further, that upon receipt of said sum she will surrender and waive any and all future claims upon the commonwealth under the order of the board on claims acting under section fifty-five of chapter thirty-three of the General Laws, entered May twenty-first, nineteen hundred and forty-eight, for payment to her of the sum of five dollars and forty-one cents per week for a period of five hundred weeks from October twenty-fourth, nineteen hundred and forty-seven.

Approved June 14, 1949.

Chap. 23 RESOLVE PROVIDING FOR A PROPER REPRESENTATION OF THE COMMONWEALTH AT THE NATIONAL CONVENTION OF THE YANKEE DIVISION VETERANS ASSOCIATION TO BE HELD IN THE CITY OF BOSTON IN THE YEAR NINETEEN HUNDRED AND FORTY-NINE.

Resolved, That, in order that the commonwealth may be properly represented at the national convention of the Yankee Division Veterans Association to be held at Boston in the year nineteen hundred and forty-nine, after an appropriation therefor has been made, there may be expended for such purpose, with the approval and under the direction of the governor and council, a sum not exceeding five thousand dollars.

Approved June 28, 1949.

Chap. 24 RESOLVE VALIDATING THE ACTS OF MARION V. HAMILTON OF SPRINGFIELD AS A NOTARY PUBLIC.

Resolved, That the acts of Marion V. Hamilton, of Springfield, as a notary public between June seventh, nineteen hundred and twenty-four and February seventh, nineteen hundred and thirty, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Marion V. Thompson, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid.

Approved June 28, 1949.

Chap. 25 RESOLVE IN FAVOR OF THE TOWN OF SOUTH HADLEY.

Resolved, That there shall be allowed and paid to the town of South Hadley, subject to appropriation and subject to the approval of the commissioner of veterans' services, the sum of not more than forty-five hundred dollars, or such portion thereof, which said town would have been entitled to receive in reimbursement for veterans' benefits paid by it in the year nineteen hundred and forty-seven under the provisions of chapter one hundred and fifteen of the General Laws, except for the failure of the officials thereof to make a proper and seasonable report to said commissioner of veterans' services in respect thereto.

Approved July 1, 1949.

Chap. 26 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC HEALTH OF THE CAUSES CREATING A NUISANCE ON THE SHORE AND BEACHES OF MARBLEHEAD, SALEM, DANVERS, BEVERLY AND MANCHESTER, AND OF MEANS OF RECTIFYING SUCH CONDITIONS.

Resolved, That the department of public health is hereby authorized and directed to investigate and study conditions

existing along the shore and beaches in the towns of Marblehead, Danvers and Manchester and the cities of Salem and Beverly and in the adjacent tidal waters and the causes of the pollution of the water whereby articles of sewage, garbage, coal dust, oil and other obnoxious matter float therein and are discharged upon the shore and beaches making them unhealthful and unsuitable for use by the public for recreation and bathing, with a view to the adoption of proper means to rectify such conditions and to render the beaches and water usable and sanitary, and enhance their value for use by the public. For the purposes of this resolve, said department may expend such sums as may hereafter be appropriated therefor. Said department shall report its recommendations, if any, and plans and estimates of the cost of any works, improvements or changes which may be necessary to carry them out, together with drafts of legislation as may become necessary therefor, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year, and shall at the same time file a copy thereof with the budget commissioner.

Approved July 1, 1949.

RESOLVE PROVIDING FOR THE PUBLICATION OF SELECTIONS *Chap. 27*
FROM CERTAIN JOURNALS OF THE HOUSE OF REPRESENTATIVES OF MASSACHUSETTS BAY PERTAINING TO A RESOLUTION AUTHORIZING THE SENDING OF A LETTER TO THE OTHER COLONIES IN AMERICA IN RELATION TO CERTAIN ACTS OF THE BRITISH PARLIAMENT AND, THE ORDER OF THE KING TO RESCIND THE RESOLUTION, AND THE REFUSAL OF SAID HOUSE TO SO RESCIND.

Resolved, That there may be published, under the direction of the committees on rules of the two branches of the general court, acting concurrently, a volume, in suitable form, containing facsimile selections from the journals of the House of Representatives of Massachusetts Bay for the year seventeen hundred and sixty-eight pertaining to a resolution authorizing the sending of a circular letter to the other Colonies in America in relation to certain acts of the British Parliament, the order of the King to rescind the resolution, the vote of members of said House of Representatives on June thirtieth, seventeen hundred and sixty-eight, whereby they refused to rescind the resolution, and pertaining to certain related matters, which publication shall serve as a tribute to the memory of the members who so voted. Copies of said volume shall be distributed, under like direction, to the governor and council, the state constitutional officers, the members of the general court and the balance to the state library for use in inter-library exchange and otherwise as the state librarian may determine. For the purposes of this resolve, there may be expended such sums as may hereafter be appropriated therefor.

Approved July 5, 1949.

Chap. 28 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION TO BE KNOWN AS "MARKET AUTHORITY" RELATIVE TO THE HANDLING OF ESSENTIAL FRESH FOODS WITHIN THE COMMONWEALTH.

Resolved, That a special unpaid commission, to be known as "Market Authority" and to consist of two members of the senate to be designated by the president thereof, three members of the house of representatives to be designated by the speaker thereof, the commissioner of agriculture, ex officio, and nine persons to be appointed by the governor, of whom one shall be a representative of the fruit industry, one a representative of the poultry industry, one a representative of the vegetable industry, one a representative of car-lot receivers, so called, one a commission merchant, one a representative of the retail fruit, poultry or vegetable trade, one the director of markets of the city of Boston, and two shall be selected for their special knowledge of and previous experience in the investigation of markets and marketing facilities, is hereby established for the purpose of investigating the handling of essential fresh foods within the commonwealth, with a view to making recommendations for the improvement of market facilities for such handling. Said commission may expend for clerical and other assistance and expenses such sums as may be appropriated therefor, shall be provided with quarters in the state house or elsewhere, and may travel and hold hearings within or without the commonwealth. Said commission shall report to the general court the results of its investigations and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the senate not later than the first Wednesday in March, nineteen hundred and fifty.

Approved July 7, 1949.

Chap. 29 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE TEXTILE INDUSTRY AND TO PREVENT THE REMOVAL THEREOF FROM THE COMMONWEALTH.

Resolved, That an unpaid special commission, to consist of two members of the senate to be designated by the president thereof, five members of the house of representatives to be designated by the speaker thereof, the chairman of the industrial development commission, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the textile industry with a view to determining what changes in or additions to the laws are necessary or advisable to prevent the removal from the commonwealth of said industries. Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may require by summons the attendance and testimony of witnesses and the

production of books and papers, may travel within and without the commonwealth. The industrial development commission shall provide clerical and other assistance for the commission herein established and may expend during the current and next fiscal years for the expenses of said commission an amount not exceeding three thousand dollars from funds appropriated for the industrial development commission by Item 1603-01 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives not later than the first Wednesday of December in the current year.

Approved July 8, 1949.

RESOLVE IN FAVOR OF MAUDE E. SMITH OF SPRINGFIELD. *Chap. 30*

Resolved, That in order to reimburse Maude E. Smith of Springfield for an overpayment which she made in error to the annuity savings fund of the teachers' retirement system, the sum of four hundred and one dollars and ninety-four cents shall be paid from said fund to said Maude E. Smith, who recently retired from service in the public schools in the city of Springfield.

Approved July 8, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY OF THE DISPOSAL OF SEWAGE AND INDUSTRIAL WASTES IN THE HOUSATONIC RIVER VALLEY IN THE TOWNS OF HINSDALE, DALTON, STOCKBRIDGE, GREAT BARRINGTON, SHEFFIELD AND LENOX AND THE CITY OF PITTSFIELD. *Chap. 31*

Resolved, That the department of public health is hereby authorized and directed to investigate and study the condition of the Housatonic river and report a plan for the adequate collection, treatment and disposal of sewage and industrial wastes originating in the valley of said river in the towns of Hinsdale, Dalton, Stockbridge, Great Barrington, Sheffield and Lenox and the city of Pittsfield to prevent the continued pollution of the Housatonic river. It shall be the duty of said department —

First, to determine the sanitary condition of the Housatonic river.

Second, to define the sources of pollution of the Housatonic river.

Third, to determine the degree of treatment which should be afforded the sewage and industrial wastes to maintain the Housatonic river in a condition suitable for recreational boating, irrigation of crops not used for consumption without cooking and a habitat for wildlife and common food and game fish indigenous to the region and to determine the most reasonably available method of obtaining such treatment and the approximate cost thereof.

Said department shall have access to all plans, reports and specifications relative to sewerage and sewage and industrial waste disposal of any of said towns and city. For the purposes of this resolve said department may apply for, accept and expend any federal funds which may be available, together with such sums as may hereafter be appropriated therefor. Said department shall report its findings and recommendations, if any, together with legislation to carry such recommendations into effect, by filing the same with the clerk of the senate on or before the first day of December, nineteen hundred and forty-nine.

Approved July 11, 1949.

Chap. 32 RESOLVE ESTABLISHING A SPECIAL COMMISSION TO INVESTIGATE AND STUDY RELATIVE TO HIGH BLOOD PRESSURE WITH A VIEW TO PROVIDING MEANS FOR THE CONTROL THEREOF.

Resolved, That, in view of the leading position which high blood pressure (hypertension) holds as a cause of premature disability and death, and in view of that fact that financial assistance by the commonwealth is needed to hasten its control, an unpaid special commission, to consist of one member of the senate to be designated by the president thereof, three members of the house of representatives to be designated by the speaker thereof and one person to be appointed by the governor, is hereby established for the purposes hereinafter set forth. Said commission shall make a thorough investigation and study relative to said malady and the problem of its control. In the course of its investigation and study, it shall interview leading authorities upon said subject to determine to what extent and in what manner financial assistance can be best rendered by the commonwealth in order to aid in the control of said malady. Said commission may employ medical and other experts, and may employ other assistants for research and other work. It shall avail itself, to the fullest possible extent, of the facilities and personnel of such hospitals and other organizations and institutions as in its opinion will be helpful in effecting the purposes of its investigation and study hereunder, and may expend money for the use of such facilities and for the services of such personnel. Said commission shall report to the general court from time to time as to the progress of its work, and such reports shall include such recommendations as it may desire to make, by filing the same with the clerk of the house of representatives, and it shall make a final report to the general court, and its findings and recommendations, by filing the same with said clerk not later than the first Wednesday of December in the current year.

For the purposes of this resolve, said commission may expend such sums as may be appropriated therefor.

Approved July 11, 1949.

RESOLVE VALIDATING THE ACTS OF DOROTHY S. GRANOFF *Chap. 33*
OF BOSTON AS A NOTARY PUBLIC.

Resolved, That the acts of Dorothy S. Granoff of Boston as a notary public between June nineteenth, nineteen hundred and forty-five, and May sixth, nineteen hundred and forty-nine, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Dorothy Shuman, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid.

Approved July 11, 1949.

RESOLVE PROVIDING FOR A STUDY RELATIVE TO THE SUD- *Chap. 34*
BURY RIVER AND ITS ENVIRONS.

Resolved, That a special commission is hereby established to be known as the Sudbury Valley Commission and to consist of the chairman of the state planning board, the commissioner of agriculture, the commissioner of conservation and the commissioner of public health, or their respective representatives, for the purpose of making a study of the Sudbury river and its tributaries and the lands and waters adjoining or connected therewith, including their present condition and possible future uses, development or improvement, especially in respect to the level, condition and flow of said river and its tributaries, the natural life found therein, including animals, birds, fish and vegetables, measures necessary for mosquito control, and the conditions affecting the agriculture, health, convenience and recreation of the inhabitants of the adjoining areas. Said commission shall consult with the appropriate officers and boards of the municipalities and counties affected, shall hold at least one public hearing, giving proper notice thereof, and may request the assistance of such governmental agencies, local, state and federal as will further the purposes herein set forth. Said commission may expend for engineering, technical and clerical assistance and expenses such sums as may hereafter be appropriated therefor. Said commission shall report to the general court the results of its study, together with drafts of legislation necessary to carry into effect its recommendations, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year.

Approved July 12, 1949.

Chap. 35 RESOLVE ESTABLISHING AN UNPAID SPECIAL COMMISSION TO INVESTIGATE AND STUDY THE CONDUCT AND OPERATION OF CEMETERIES AND MATTERS RELATING THERETO, LAWS RELATING TO FUNERAL DIRECTORS AND EMBALMERS, AND THE ADVISABILITY OF RECORDING THE DEATH AND PLACE OF BURIAL OF MASSACHUSETTS WAR VETERANS.

Resolved, That an unpaid special commission, to consist of two members of the senate to be designated by the president thereof, three members of the house of representatives to be designated by the speaker thereof, and two persons to be appointed by the governor, one of whom shall be a representative of a cemetery corporation, is hereby established to investigate and study the conduct and operation of public and private cemeteries, cemetery and crematory corporations and associations, including costs of operation and prices charged for lots and services and all matters relating thereto, with a view to making recommendations for the improvement therein; to survey and study the laws of the commonwealth relating to funeral directors and embalmers with a view to the revision and codification of said laws, and to recommend such changes therein and additions thereto as may appear necessary or desirable. Said commission in the course of its investigation and study shall also consider the subject matter of current senate document numbered two hundred and ninety-two, and such other matters as may be referred to it.

Said commission may expend for clerical and other assistance and expenses such sums as may be appropriated therefor, shall be provided with quarters in the state house or elsewhere, and may travel and hold hearings within and without the commonwealth. Said commission shall report to the general court the results of its studies, and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect, by filing the same with the clerk of the senate on or before the first Wednesday of December in the current year.

Approved July 18, 1949.

Chap. 36 RESOLVE PROVIDING FOR A FURTHER INVESTIGATION AND STUDY BY THE PORT OF BOSTON AUTHORITY RELATIVE TO THE PROPOSED FILLING AND IMPROVEMENT OF SOUTH BAY AND PART OF FORT POINT CHANNEL IN BOSTON HARBOR AND CERTAIN TERRITORIES ADJACENT THERETO.

Resolved, That the Port of Boston Authority is hereby authorized and directed to make a further investigation and study of legislation which would be necessary to undertake the project referred to in house document numbered nineteen hundred and eighteen of the year nineteen hundred and forty-eight, relative to providing for the filling and improvement of South bay and part of Fort Point channel in Boston harbor and certain territory adjacent thereto, and for the

use of filled land resulting therefrom. For the purposes of said investigation and study, said Authority may expend such sums as may be appropriated therefor. Said Authority shall include in its next annual report to the general court the results of its investigation and study, and its recommendation, if any, together with estimates of cost and drafts of legislation necessary to carry such recommendations into effect.

Approved July 18, 1949.

RESOLVE PROVIDING FOR A FURTHER STUDY AND INVESTIGATION BY THE DEPARTMENT OF PUBLIC HEALTH RELATIVE TO THE ERADICATION AND CONTROL OF WOOD TICKS. *Chap. 37*

Resolved, That the department of public health is hereby authorized and directed to make a further study and investigation relative to the eradication and control of wood ticks. Said department shall, in the course of its study and investigation, confer and co-operate with such agencies of the commonwealth or any political subdivision thereof, and with such civic and other associations or organizations, as may be engaged in making a study and investigation of the said elimination of wood ticks. For the purposes of such study and investigation, said department may expend the unexpended balance of the sum appropriated by Item 2001-25 of section two of chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight, and, in addition, such sums as may be appropriated therefor. It shall report to the general court the result of its study and investigation, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the year nineteen hundred and fifty.

Approved July 21, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION OF THE CONCORD STREET CROSSING IN THE TOWN OF FRAMINGHAM. *Chap. 38*

Resolved, That the department of public works is hereby authorized and directed to investigate the Concord street crossing in the town of Framingham, for the purpose of making recommendations for its improvement, with particular reference to moving the present railroad station to a location some fifteen hundred yards west, between the present Fountain street bridge and Winter street bridge. Said department shall report its findings and recommendations, together with detailed estimates of the cost of such improvement and with drafts of legislation to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year.

Approved July 21, 1949.

Chap. 39 RESOLVE PROVIDING FOR AN INVESTIGATION AND SURVEY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO CERTAIN IMPROVEMENTS IN PAMET HARBOR IN THE TOWN OF TRURO.

Resolved, That the department of public works is hereby authorized and directed to make an investigation and survey of Pamet harbor in the town of Truro with a view to determining the need or advisability of dredging or the making of other improvements in said harbor. Said department shall also consider the subject-matter of current house documents numbered eleven hundred and four and seventeen hundred and fourteen. Said department shall report to the general court the results of its investigation and survey and its recommendations, if any, together with estimates of cost, and drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year.

Approved July 21, 1949.

Chap. 40 RESOLVE REVIVING AND CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION RELATIVE TO AUTHORIZING THE STATE DEPARTMENT OF PUBLIC WORKS TO IMPROVE FAIRHAVEN HARBOR.

Resolved, That the unpaid special commission established by chapter fifty-nine of the resolves of nineteen hundred and forty-six, revived by chapter fifty-four of the resolves of nineteen hundred and forty-seven and revived by chapter sixty-five of the resolves of nineteen hundred and forty-eight, is hereby further revived and continued for the purpose of continuing its investigation relative to the advisability and expediency of providing for the improvement of the port facilities at Fairhaven harbor. The commission is also authorized to study the subject-matter of current house document numbered four hundred and fifty-one. Said commission may expend for expert, clerical and other services and expenses such sums as may be appropriated therefor. Said commission shall make a supplementary report to the general court of the results of its investigation, and its recommendations, together with drafts of legislation necessary to give effect to the same, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December of nineteen hundred and fifty.

Approved July 21, 1949.

Chap. 41 RESOLVE IN FAVOR OF MARION M. MARLEY, WIDOW OF CHARLES M. MARLEY.

Resolved, That there shall be allowed and paid out of the retirement fund, to Marion M. Marley, widow of Charles M. Marley, who died on October twenty-fifth, nineteen hundred and forty-seven, while in the performance of his duty

as an employee of the metropolitan district commission, such benefits as she would have received had the said Charles M. Marley died on or after the effective date of chapter four hundred and forty-six of the acts of nineteen hundred and forty-eight. *Approved July 22, 1949.*

RESOLVE PROVIDING FOR A FURTHER STUDY BY A SPECIAL COMMISSION RELATIVE TO CERTAIN MATTERS PERTAINING TO THE BLIND. *Chap. 42*

Resolved, That an unpaid special commission, consisting of one member of the senate, to be designated by the president thereof, three members of the house of representatives, to be designated by the speaker thereof, and three persons to be appointed by the governor, is hereby established for the purpose of making a further study of matters pertaining to blind persons in this commonwealth, with a view to providing further assistance to them. In the course of its study, said commission shall consider the subject matter of current house document numbered 993, providing for the retirement of certain blind persons employed in the industrial school or workshop for the blind; the current house document numbered 2190, providing for a continuation of the study of certain matters pertaining to the blind; and current house document numbered 1620, relative to compensation of certain blind persons.

Said commission shall be provided with quarters in the state house or elsewhere, may travel within and without the commonwealth, and may expend for clerical and other assistance and expenses such sums as may be appropriated therefor. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year.

Approved July 25, 1949.

RESOLVE PROVIDING FOR A PROPER REPRESENTATION OF THE COMMONWEALTH AT THE FORTY-SECOND ANNUAL CONFERENCE ON TAXATION TO BE HELD UNDER THE AUSPICES OF THE NATIONAL TAX ASSOCIATION AT BOSTON IN THE YEAR NINETEEN HUNDRED AND FORTY-NINE. *Chap. 43*

Resolved, That, in order that the commonwealth may be properly represented on the occasion of the forty-second annual conference on taxation to be held under the auspices of the National Tax Association at Boston in September of the year nineteen hundred and forty-nine, and to ensure, in arranging entertainments and other events in connection therewith, proper co-operation between said organization and the commonwealth, there may, after an appropriation has been made, be expended, with the approval and under

the direction of the president of the senate and the speaker of the house, such sums as may be appropriated therefor.

Approved July 28, 1949.

Chap. 44 RESOLVE IN FAVOR OF ALFRED R. WOOD OF BOSTON.

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth and subject to appropriation, there shall be allowed and paid out of the state treasury to Alfred R. Wood of Boston the sum of seven hundred and fifty dollars and ten cents in payment of his claim against the commonwealth for injuries sustained in the line of duty while attending the Massachusetts National Guard encampment at Camp Plattsburg, Plattsburg, New York, in the year nineteen hundred and forty. No payment shall be made hereunder until there has been filed with the comptroller an agreement signed by said Alfred R. Wood that five hundred and fifty dollars and ten cents of said amount will be paid by him to the Faulkner Hospital Corporation, and two hundred dollars thereof will be paid by him to Eugene E. O'Neil, M.D.

Approved July 28, 1949.

Chap. 45 RESOLVE PROVIDING FOR A MURAL IN COMMEMORATION OF COLONEL THOMAS CASS AND THE OFFICERS AND MEN OF THE NINTH REGIMENT OF INFANTRY, MASSACHUSETTS VOLUNTEERS, FOR SERVICES RENDERED TO THE STATE AND NATION DURING THE CIVIL WAR, AND TO PERPETUATE THE GLORIOUS TRADITIONS OF THAT REGIMENT.

Whereas, The commonwealth of Massachusetts honors the faithful services of her sons who formed a part of the land and sea forces of the United States in suppressing the War of the Rebellion, maintaining the integrity of the nation and Union of States, and emancipating a race of people from slavery; and

Whereas, Among her sons was Colonel Thomas Cass, organizer and first commander of the Ninth Regiment of Infantry, Massachusetts Volunteers, who gave his life in defence of the flag and whose regiment established a record of gallantry and devotion to duty; and

Whereas, The glorious traditions of that regiment have been exemplified in times of peace and in times of national peril in the Spanish-American War, on Mexican Border Service, and in World Wars I and II by the valiant successors of the original regiment, namely, the Ninth Regiment of Infantry, Massachusetts Volunteer Militia, the Ninth Regiment of Massachusetts Infantry, United States Volunteers, the Ninth Regiment of Infantry, Massachusetts National Guard, the One Hundred and First Regiment of Infantry, United States Army, and the One Hundred and First Regiment of Infantry, Massachusetts National Guard; therefore, in testimony of the people's gratitude for their patriotism and services rendered to state and nation, be it

Resolved, That for the purpose of providing a suitable commemoration of Colonel Thomas Cass and the officers and men of the Ninth Regiment of Infantry, Massachusetts Volunteers, a mural entitled "Colonel Thomas Cass of the Ninth Regiment of Infantry, Massachusetts Volunteers, receiving the State Colors from Governor John A. Andrew, June the twenty-fifth, eighteen hundred and sixty-one", be placed in the large wall space north of the main entrance to the office of the secretary of the commonwealth, room three hundred and thirty-three, and extending to room three hundred and thirty-four on the third floor of the state house, with appropriate reference to the perpetuation of the glorious traditions of that regiment by its valiant successors. For this purpose, such sum as may be appropriated therefor may be expended by a commission to consist of five persons appointed by the governor who shall, together with the art commission of the commonwealth, arrange therefor and who shall, subject to the approval of the said art commission, select this site within the state house for such mural decoration.

Approved July 30, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY
RELATIVE TO MEANS OF RELIEVING TRAFFIC CONGESTION
ON STREETS NEAR THE STATE HOUSE.

Chap. 46

Resolved, That the state department of public works, the traffic commission of the city of Boston and the state superintendent of buildings, acting jointly, are hereby authorized to make an investigation and study of the traffic conditions existing on streets near the state house, with particular reference to Beacon, Hancock, Joy, Bowdoin, Derne and Mount Vernon streets, with a view to recommending means of relieving the existing traffic congestion by street widenings, sidewalk setbacks or otherwise. They shall report to the general court the results of their investigation and study, and their recommendations, if any, together with drafts of such legislation as may be necessary to carry their recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year.

Approved July 30, 1949.

RESOLVE REVIVING AND CONTINUING THE SPECIAL COM-
MISSION ESTABLISHED TO STUDY AND REVISE THE LAWS
RELATING TO PUBLIC WELFARE.

Chap. 47

Resolved, That the special commission established by chapter fifty-seven of the resolves of nineteen hundred and forty-seven, and revived and continued by chapter forty-five of the resolves of nineteen hundred and forty-eight, to study and revise the laws relating to public welfare is hereby revived and continued for the purpose of making a survey and study of such laws, with a view to the further revision and

codification thereof and to the recommending of such changes therein and additions thereto as may appear necessary or desirable. Said commission shall hold hearings, shall be provided with quarters in the state house or elsewhere and may expend for expenses and legal, clerical and other assistance such sums as may be appropriated therefor. Said commission shall report to the general court the results of its study, and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect, by filing the same with the clerk of the house of representatives not later than the first Wednesday of December in the current year.

Approved July 30, 1949.

Chap. 48 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE RIGHTS, POWERS AND DUTIES OF THE PORT OF BOSTON AUTHORITY AND THE FURTHER DEVELOPMENT OF THE FACILITIES OF THE PORT OF BOSTON, AND CERTAIN RELATED MATTERS.

Resolved, That an unpaid special commission, to consist of the members of the joint committee on state administration and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the rights, powers and duties of the Port of Boston Authority and relative to the extension, improvement and modernization of the facilities of the Port of Boston, in order to increase the use of and to further develop said port, and relative to the advisability and feasibility of enlarging the powers of said Authority, and any other matters relating to said port with a view to the increased prosperity of the commonwealth. Said commission shall, in the course of its investigation and study, consider the subject matter of current senate document numbered four hundred and fifty-five, and of current house documents numbered ten hundred and thirty-three, fourteen hundred and sixty-five, fourteen hundred and seventy-one and nineteen hundred and two, and the subject matter of the investigation proposed by current house document numbered eighteen hundred and ninety-nine. Said commission may call upon the Port of Boston Authority and other departments, commissions, board and officers of the commonwealth for such information as it may desire in the course of its investigation. Said commission shall be provided with quarters in the state house or elsewhere, may hold public hearings, may travel within and without the commonwealth, shall have the power to summon witnesses and to require the production of books, records, contracts and papers and the giving of testimony under oath and may expend for expert, technical, legal, clerical and other services and expenses such sums as may hereafter be appropriated therefor. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of

legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the senate not later than the first Wednesday of December in the current year.

Approved August 1, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY *Chap. 49*
BY A SPECIAL UNPAID COMMISSION OF THE LAWS OF THE
COMMONWEALTH RELATING TO PENAL AND REFORMATORY
INSTITUTIONS AND TO PAROLES AND DEDUCTIONS FROM
MAXIMUM SENTENCES.

Resolved, That a special unpaid commission, consisting of two members of the senate to be designated by the president thereof, three members of the house of representatives to be designated by the speaker thereof, and two persons to be appointed by the governor, is hereby established for the purposes of making a study of the laws of the commonwealth relative to penal and reformatory institutions, and the laws relative to permits to be at liberty under parole supervision and conditional deductions from maximum sentences, with a view to making such changes in said laws as may be necessary for the best interests of the public. Said commission in the course of its study shall consider the subject matter of current house documents numbered 623, 1461 and 1624, and such other matters as may be referred to it. The commission shall be provided with quarters in the state house or elsewhere, may hold public hearings and may call upon officials of the commonwealth for such information as it may require in the course of its study. Said commission may expend for clerical and other services and expenses such sums as may hereafter be appropriated therefor. Said commission shall report to the general court the results of its study, and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect, by filing the same with the clerk of the senate not later than the first Wednesday of December in the current year.

Approved August 8, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY *Chap. 50*
BY A SPECIAL COMMISSION RELATIVE TO THE ORGANIZA-
TION, ADMINISTRATION, POWERS AND DUTIES OF THE
DEPARTMENT OF CONSERVATION AND OF SIMILAR DE-
PARTMENTS OR AUTHORITIES IN OTHER STATES.

Resolved, That a special unpaid commission, to consist of two members of the senate to be designated by the president thereof, nine members of the house of representatives to be designated by the speaker thereof, and four persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the organization, administration, powers and duties of the department of conservation, and relative to the organization, administration, powers and duties of departments or author-

ities in other states having similar functions. Said commission shall also study the subject matter of current house documents twenty-three hundred and fifty-two and twenty-four hundred and forty-three. Said commission may travel within and without the commonwealth and may expend for clerical and other services and expenses such sums as may be appropriated therefor. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year.

Approved August 8, 1949.

Chap. 51 RESOLVE INCREASING THE MEMBERSHIP OF THE SPECIAL COMMISSION ON TAXATION.

Resolved, That the membership of the special commission on taxation, established by chapter eighty-six of the resolves of nineteen hundred and forty-eight, is hereby increased by the addition of two members of the senate to be designated by the president thereof from the membership of the committee on taxation, and three members of the house of representatives to be designated by the speaker thereof from the membership of said committee on taxation.

Approved August 8, 1949.

Chap. 52 RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE SPECIAL COMMISSION ON TAXATION.

Resolved, That the special unpaid commission established by chapter eighty-six of the resolves of nineteen hundred and forty-eight, known as the special commission on taxation, shall, in making its investigation and study, consider the subject matter of current house document numbered six hundred and fifty-five.

Approved August 8, 1949.

Chap. 53 RESOLVE VALIDATING THE ACTS OF ERNEST C. SOULIS OF MANSFIELD AS A NOTARY PUBLIC.

Resolved, That the acts of Ernest C. Soulis of Mansfield as a notary public, between September twenty-seventh, nineteen hundred and forty-six and July eleventh, nineteen hundred and forty-nine, both dates inclusive, are hereby confirmed and made valid to the same extent as if during said time he had been qualified to discharge the duties of said office.

Approved August 8, 1949.

Chap. 54 RESOLVE VALIDATING THE ACTS OF NORA W. FAY OF NEWTON AS A NOTARY PUBLIC.

Resolved, That the acts of Nora W. Fay of Newton, as a notary public between August twenty-first, nineteen hundred and forty-eight and June twenty-second, nineteen

hundred and forty-nine, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Nora W. Geary, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid. *Approved August 10, 1949.*

RESOLVE IN FAVOR OF THE TOWN OF BERLIN AND OF CERTAIN
RESIDENTS THEREOF. *Chap. 55*

Resolved, That, for the purpose of discharging a moral obligation and of terminating all controversies relative to the discontinuance of the water supply of certain residents of the town of Berlin, and of the water supply to a certain watering trough owned by said town, there shall be allowed and paid out of the state treasury, for the purpose of reimbursing certain of said residents for the cost of installing other methods of water supply, and for the purpose of finally adjusting the claims for compensation of the other said residents, and said town of Berlin the sum of fifty-nine hundred and ninety dollars, said sum to be paid from the water construction account 8901-01 without further appropriation, and shall be paid in the following amounts, upon filing releases with the metropolitan district commission:

For the town of Berlin, a sum not to exceed one thousand dollars;

To Ralph P. Marble, the actual amount of the cost of drilling a well, such sum not to exceed six hundred and forty dollars;

To Walter A. Sawyer, the actual amount of the cost of drilling a well, such sum not to exceed eight hundred and fifty dollars;

To William and Frank Grala, the actual amount of the cost of drilling a well, such sum not to exceed one thousand dollars;

To Miss Burnie Tansey, the actual amount of the cost of drilling a well, such sum not to exceed one thousand dollars; and

To John Niedzialkoslj, the actual amount of the cost of drilling a well, such sum not to exceed fifteen hundred dollars.

Approved August 11, 1949.

RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION
AND STUDY BY THE SPECIAL COMMISSION ON TAXATION. *Chap. 56*

Resolved, That the unpaid special commission established by chapter eighty-six of the resolves of nineteen hundred and forty-eight, known as the special commission on taxation, shall, in making its investigation and study, consider the subject matter of current senate document numbered four hundred and seventy-one, and of current house documents numbered two hundred and seventy-eight, six hun-

dred and forty-five, ten hundred and forty-one, twelve hundred and thirty and nineteen hundred and five.

Approved August 11, 1949.

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- Chap. 57** RESOLVE PROVIDING FOR THE REVIVAL AND CONTINUANCE OF THE JOINT BOARD ESTABLISHED TO MAKE AN INVESTIGATION RELATIVE TO THE DISPOSAL OF SEWAGE IN THE SOUTH METROPOLITAN SEWERAGE DISTRICT AND TO THE EXTENSION OF SAID DISTRICT.

Resolved, That the joint board, composed of the department of public health and the metropolitan district commission, established by chapter forty-one of the resolves of nineteen hundred and forty-eight to make an investigation relative to the disposal of sewage in the south metropolitan sewerage district and to the extension of said district, is hereby revived and continued until the first Wednesday in December in the year nineteen hundred and forty-nine, at which time said joint board shall report to the general court its findings and recommendations by filing the same with the clerk of the house of representatives. Such board shall also study the subject matter of current house document numbered twenty-six hundred and three. Said joint board may expend such sums as may be appropriated therefor.

Approved August 15, 1949.

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- Chap. 58** RESOLVE IN FAVOR OF ATLANTIC ROOFING AND SKYLIGHT WORKS OF ROXBURY.

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth and of promoting the public good, there shall be paid from the state treasury, out of the amount appropriated by item 1715-00 of section two of chapter one hundred and ninety-eight of the acts of nineteen hundred and forty-eight, to Atlantic Roofing and Skylight Works of Roxbury, the sum of six thousand five hundred and forty-two dollars for certain work done and materials furnished at the Grafton state hospital in the town of Grafton by said Atlantic Roofing and Skylight Works in performance of a contract dated December twenty-sixth, nineteen hundred and forty-seven, between said Atlantic Roofing and Skylight Works and the commonwealth.

Approved August 16, 1949.

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- Chap. 59** RESOLVE IN FAVOR OF A. B. STANLEY COMPANY, INC.

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth, there shall be paid from Item 1333-38 of section two of chapter three hundred and nine of the acts of nineteen hundred and forty-six and re-appropriated by chapter six hundred and sixty-nine of the acts of nineteen hundred and forty-eight, to A. B. Stanley Company, Inc., the sum of ten thousand four hundred and

sixty-three dollars and ten cents for certain work done and materials furnished at the New Bedford Textile Institute in the city of New Bedford by said corporation.

Approved August 16, 1949.

RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE SPECIAL COMMISSION ON TAXATION. *Chap. 60*

Resolved, That the unpaid special commission established by chapter eighty-six of the resolves of nineteen hundred and forty-eight, known as the special commission on taxation, shall, in making its investigation and study, consider the subject matter of current house documents numbered two hundred and seventy-three, twelve hundred and twenty-four and twenty-one hundred and thirty-one.

Approved August 16, 1949.

RESOLVE AUTHORIZING THE COMMISSION ON ADMINISTRATION AND FINANCE TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO CO-OPERATIVE FIRE PROTECTION IN CITIES AND TOWNS MORE ESPECIALLY SO FAR AS THE SAME MAY RELATE TO FIRE PROTECTION OF STATE INSTITUTIONS. *Chap. 61*

Resolved, That the commission on administration and finance is hereby authorized and directed to make an investigation and study relative to the subject matter of the investigation and study proposed by current senate document numbered seven hundred and fifty-eight. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the current year. *Approved August 16, 1949.*

RESOLVE VALIDATING THE ACTS OF KATHLEEN T. RYAN DACEY OF BOSTON AS A NOTARY PUBLIC. *Chap. 62*

Resolved, That the acts of Kathleen T. Ryan Dacey of Boston as a notary public between June fourth and August fourth, nineteen hundred and forty-nine, both dates inclusive, in so far as the same may have been invalid by reason of the fact that, upon the change of her name from Kathleen T. Ryan, she failed to re-register under her new name and pay to the state secretary a fee of one dollar as required by section thirteen of chapter thirty of the General Laws, are hereby confirmed and made valid.

Approved August 16, 1949.

Chap. 63 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE ESTABLISHMENT AND ADMINISTRATION OF CASH SICKNESS COMPENSATION.

Resolved, That an unpaid special commission, to consist of three members of the senate to be designated by the president thereof, seven members of the house of representatives to be designated by the speaker thereof, and five persons to be appointed by the governor, of which appointees two shall be representative of labor, one representative of industry, one representative of insurance and one representative of the medical profession, is hereby established for the purpose of making an investigation and study of so much of the subject matter of the governor's address, printed as current house document numbered 2691 as relates to the protection or insuring of employees and their families against non-industrial injury and non-occupational sickness. Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may require by summons the attendance and testimony of witnesses and the production of books and papers, may travel within and without the commonwealth, and may expend for legal, clerical and other assistance and for expenses such sums as may be appropriated therefor. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives not later than the first Wednesday of February in the year nineteen hundred and fifty.

Approved August 22, 1949.

Chap. 64 RESOLVE REVIVING AND FURTHER CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO STUDY THE PROBLEM OF PROVIDING BETTER PROTECTION ALONG THE COAST LINE OF THE COMMONWEALTH AGAINST LOSS OF LIFE AND PROPERTY CAUSED BY STORMS.

Resolved, That the unpaid special commission, established by chapter seventy of the resolves of nineteen hundred and forty-six and revived and continued by chapter thirty-six of the resolves of nineteen hundred and forty-seven and chapter ninety-one of the resolves of nineteen hundred and forty-eight, is hereby revived and continued for the purpose of continuing its study of the problem of providing better protection along the coast line of the commonwealth against loss of life and property caused by storms, with a view to recommending plans for permanent relief against such losses. Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may travel within and without the commonwealth, and may expend for expert, clerical and other assistance and for expenses such

sums as may be appropriated therefor. Said commission shall report to the general court the results of its study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives not later than the first Wednesday of January, nineteen hundred and fifty.

Approved August 22, 1949.

RESOLVE IN FAVOR OF BOSTON FORGE COMPANY OF BOSTON. *Chap. 65*

Resolved, That, after an appropriation therefor has been made, the department of public works is hereby authorized to pay to Boston Forge Company of the city of Boston a sum not to exceed twenty-seven thousand dollars in full compensation for a certain parcel of land owned by said company which was taken by eminent domain by said department in connection with the construction and erection of approaches, structures and alterations necessary for the operation of the General Edward Lawrence Logan Airport. No payment shall be made hereunder until there shall have been filed with the comptroller an agreement signed by the president of said company that the amount, if any, paid or to be paid for legal services rendered in connection with the passage of this resolve shall not exceed ten per cent of said sum.

Approved August 23, 1949.

RESOLVE PROVIDING FOR A PROPER REPRESENTATION OF THE COMMONWEALTH AT THE NATIONAL CONVENTION OF THE MARINE CORPS LEAGUE, THE WOMEN'S AUXILIARY, AND THE MILITARY ORDER OF DEVIL DOGS TO BE HELD IN THE CURRENT YEAR IN THE CITY OF BOSTON. *Chap. 66*

Resolved, That, in order that the commonwealth may be properly represented on the occasion of the national convention of the Marine Corps League, the Women's Auxiliary and the Military Order of Devil Dogs to be held in the current year in the city of Boston, and to ensure, in arranging entertainments and other events in connection therewith, proper co-operation between said Marine Corps League and the commonwealth, after an appropriation therefor has been made, there may be expended, with the approval and under the direction of the governor and council, a sum not exceeding fifteen thousand dollars.

Approved August 23, 1949.

RESOLVE REVIVING AND FURTHER CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE PREVENTION OF CHILD DELINQUENCY, THE REHABILITATION OF DELINQUENT CHILDREN AND AS TO THE ADVISABILITY OF ESTABLISHING INSTITUTIONS FOR THE TREATMENT OF SUCH CHILDREN. *Chap. 67*

Resolved, That the unpaid special commission, established by chapter seventy-one of the resolves of nineteen hundred and forty-seven and revived and continued by chapter forty-

nine of the resolves of nineteen hundred and forty-eight, is hereby revived and continued for the purpose of continuing its investigation and study relative to the prevention of child delinquency, the rehabilitation of delinquent children and as to the advisability of establishing institutions for the treatment of such children. The commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may require by summons the attendance and testimony of witnesses and the production of books and papers, and may expend for clerical and other services and expenses such sums as may be appropriated therefor. Said commission shall report to the general court the results of its investigation and study hereunder, and its recommendations, together with drafts of legislation necessary to carry such recommendations into effect, by filing one or more reports with the clerk of the senate at such time or times as the commission may elect; provided, that the commission shall so file its final report on or before the first Wednesday of December in the current year.

Approved August 23, 1949.

Chap. 68 RESOLVE IN FAVOR OF THE TOWN OF CHARLEMONT.

Resolved, That, for the purpose of discharging an obligation of the commonwealth in the premises, and after an appropriation has been made therefor, there shall be allowed and paid out of the state treasury to the town of Charlemont the sum of twenty-one hundred and nine dollars and fifty-two cents, being the amount of expense incurred by said town in extinguishing a forest fire which burned from September seventh to September seventeenth, nineteen hundred and forty-eight, on Todd mountain within the boundaries of the Mohawk state forest reservation in said town.

Approved August 23, 1949.

Chap. 69 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE COMMISSIONER OF VETERANS' SERVICES RELATIVE TO THE MATTER OF VETERANS' BENEFITS, SO CALLED.

Resolved, That the commissioner of veterans' services is hereby authorized and directed to make an investigation and study of the laws relating to veterans' benefits, so called, with a view to recommending such changes therein or additions thereto as he may deem advisable. Said commissioner, in the course of his investigation and study, shall consider the subject matter of current senate document numbered 326, and of current house documents numbered 2258 and 2475. He shall report to the general court the results of his investigation and study, and his recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December in the year nineteen hundred and fifty.

Approved August 23, 1949.

RESOLVE PROVIDING FOR A FURTHER INVESTIGATION BY
A SPECIAL COMMISSION RELATIVE TO THE DEVELOP-
MENT AND USE BY CITIES AND TOWNS OF WATER SYS-
TEMS AND SOURCES OF WATER SUPPLY. *Chap. 70*

Resolved, That an unpaid special commission, to consist of one member of the senate to be designated by the president thereof, three members of the house of representatives to be designated by the speaker thereof, and three persons to be appointed by the governor, hereinafter called the commission, is hereby established for the purpose of further investigating the subject matter of current senate document numbered six hundred, including the diversion of water revenues to other municipal purposes, the fixing of adequate rates, service charges, and rentals to meet the full expense of furnishing water and related services, the provision of adequate revenues or reserves for the necessary replacement of water works, the proper financing of water main extensions by means of betterments, guarantees, or otherwise, and the provision of adequate remedies for persons aggrieved by excessive or insufficient water rates. The commission may call upon the various departments, boards, commissions and officers of the commonwealth for such information as it may desire in the course of its investigation. The commission shall be provided with quarters in the state house or elsewhere, may hold hearings, and shall have the power to summon witnesses and to require the production of books, records and papers and the giving of testimony under oath. In making its investigation hereunder, the commission may expend for such expert, clerical and other services and expenses such sums as may be appropriated therefor. The commission shall report to the general court the results of its investigation, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the senate on or before the first Wednesday of December in the current year.

Approved August 23, 1949.

RESOLVE IN FAVOR OF ROXIE L. DELAGE OF FRAMINGHAM. *Chap. 71*

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth, and after an appropriation has been made therefor, there be allowed and paid out of the state treasury to Roxie L. Delage of Framingham the sum of five hundred and three dollars, as reimbursement for necessary expenses of the funeral of her son, George H. Delage, who was killed on July sixth, nineteen hundred and forty-eight while in the performance of duty as a member of the National Guard.

Approved August 26, 1949.

Chap. 72

RESOLVE IN FAVOR OF FREDERIC W. COOK.

Resolved, That Frederic W. Cook, who served the commonwealth faithfully and efficiently for twenty-eight years as secretary of the commonwealth be entitled to become a member of the state retirement system by depositing in the annuity savings fund of said system the sum of fifteen hundred dollars; that, thereupon, he shall be deemed to be retired and shall receive from the commonwealth a retirement allowance or pension of twenty-eight hundred dollars annually.

Approved August 26, 1949.

Chap. 73 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE ADMISSION OR COMMITMENT OF PERSONS TO INSTITUTIONS UNDER THE JURISDICTION OF THE DEPARTMENT OF MENTAL HEALTH, AND TO THEIR RIGHTS WHEN SO ADMITTED OR COMMITTED.

Resolved, That an unpaid special commission, to consist of two members of the senate to be designated by the president thereof, four members of the house of representatives to be designated by the speaker thereof, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the subject matter of current senate document numbered six hundred and twenty-two, relative to the department of mental health and the institutions under its control, and to certain related matters, current senate document numbered four hundred and fifty-three, relative to providing for the abolition of the boards of trustees of certain mental institutions and creating an advisory council in the department of mental health, current house document numbered three hundred and seventy, relative to providing that no insane person shall be committed to or admitted to the Tewksbury state hospital and infirmary, and of current house document numbered eleven hundred and forty-one, relative to the admission or commitment of persons to institutions under the jurisdiction of the department of mental health, and to their rights when so admitted or committed and current house document numbered fourteen hundred and sixty-two, relative to providing for the construction of additional state institutions for the housing of feeble-minded children. Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may require by summons the attendance and testimony of witnesses and the production of books and papers, may travel within and without the commonwealth, and may expend for legal, clerical and other assistance and for expenses such sums as may hereafter be appropriated therefor. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by

filing the same with the clerk of the house of representatives not later than the first Wednesday of December in the current year.

Approved August 26, 1949.

RESOLVE IN FAVOR OF PETER J. PETRI OF NORTH ADAMS. *Chap. 74*

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth and subject to appropriation, there shall be allowed and paid out of the state treasury to Peter J. Petri, of North Adams, the sum of thirty thousand dollars for the loss, due to flood conditions in December, nineteen hundred and forty-eight, of buildings, machines, supplies and chemicals owned by him. No payment shall be made hereunder until there has been filed with the comptroller an agreement signed by said Peter J. Petri that the amount, if any, paid or to be paid for legal services rendered in connection with the passage of this resolve shall not exceed ten per cent of said sum.

Approved August 26, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO AN EXAMINATION OF THE STRUCTURE OF THE STATE GOVERNMENT WITH A VIEW TO ELIMINATION OF DUPLICATIONS OF FUNCTIONS, IMPROVEMENT OF OPERATIONS AND ABOLISHMENT OR CONSOLIDATION OF AGENCIES THEREBY REDUCING THE COSTS OF GOVERNMENT AND THE BURDEN OF TAXATION. *Chap. 75*

Resolved, That an unpaid special commission to consist of four members of the senate to be designated by the president thereof, four members of the house of representatives to be designated by the speaker thereof, and four persons to be appointed by the governor, two of whom shall be persons employed in the executive branch of the government and two members of the general public, each of the aforesaid appointments shall be divided so that they equally will represent the two major political parties, is hereby established for the purpose of examining the structure of the state government with a view to the elimination of duplication and overlapping of functions, improvement of operational efficiency by elimination of red tape and the introduction of sound management practices in the day to day operations of the state business, re-examination of all agencies of the government with a view to determine whether or not they are essential, together with recommendations that the unessentials should be abolished, consolidation of agencies which are engaged in similar work and under control of one department head, determination of the possibility of placing any of the state public service operations upon a self-supporting basis by means of the charge of fees or otherwise, and making such other recommendations as will tend to improve the efficiency of operations by whatever state agency is charged with the responsibility therefor. Said commission may call upon any department, commis-

sion, board and officer of the commonwealth for such information as it may desire in the course of its investigation. Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may require by summons the attendance and testimony under oath of witnesses and the production of books and papers, may travel within and without the commonwealth and may expend for legal, clerical and other assistance and for expenses such sums as may be appropriated therefor. Said commission shall report from time to time to the general court the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect and shall file its final report with the clerk of the house of representatives not later than March thirty-first, nineteen hundred and fifty-one.

Approved August 26, 1949.

Chap. 76 RESOLVE PROVIDING FOR THE STUDY OF THE FEASIBILITY OF CONSTRUCTING A TOLL EXPRESS HIGHWAY FROM THE CONNECTICUT STATE LINE TO THE NEW HAMPSHIRE STATE LINE OR ANY PORTION OR PORTIONS THEREOF.

Whereas, The commonwealth does not possess adequate facilities for the movement of vehicular traffic and for the elimination of many of the hazards on its congested cross-state highways; and

Whereas, Its neighboring states are constructing or have completed construction of connecting express highways to the several boundary lines of the commonwealth; therefore be it

Resolved, That a special commission, to be known as the "Massachusetts Turnpike Commission", is hereby established for the purpose of investigating and studying the feasibility and advisability of constructing a toll express highway, hereinafter called the "Turnpike project", from a point at or near the town of Sturbridge in the northeasterly direction to a point at or near the town of Salisbury or any portion or portions thereof which the commission may determine, including all bridges, tunnels, overpasses, underpasses, interchanges, entrance plazas, approaches, toll houses, service stations, restaurants, and administration, storage and other buildings and facilities which the commission may deem to be later necessary for the operation of the turnpike project, together with all property, rights, easements and interests which may later have to be acquired for the construction and operation of such project.

Said commission shall consist of the commissioner of public works, who shall be a member ex officio, four persons to be appointed by the governor, by and with the consent of the council, two members of the senate to be designated by the president thereof and five members of the house of representatives to be designated by the speaker thereof.

The commission is hereby authorized and directed to make such traffic and engineering surveys, and cost and location studies of the turnpike project as may be necessary to determine the practicability of public revenue bond financing of the turnpike project, and for this purpose may employ such consulting engineers, traffic engineers, legal and financial experts and such other employees and agents as it may deem necessary. To further the purposes of this resolve, the state department of public works shall make available to the commission all data in the possession of the department which may be useful to the commission in making such surveys and studies, and the department may furnish such assistance in making traffic surveys, borings, cost studies and in preparing designs for the turnpike project, and in making other surveys in connection with the preparation of the study as may be agreed upon between the department and the commission, the cost of such surveys and expenses incurred by the department to be reimbursed to said department by the commission.

The commission is specifically authorized and directed to study the financing and financial plans of other toll express highways, particularly the Pennsylvania Turnpike and the Maine Turnpike and to study the turnpike legislation recently enacted by other states.

In addition to the foregoing powers, the said commission and its authorized agents and employees may enter upon any lands, waters and premises in the commonwealth for the purpose of making surveys, soundings, drillings and examinations as they may deem necessary or convenient for the purposes of this resolve, and such entry shall not be deemed a trespass. The commission shall make reimbursement for any actual damage resulting to such lands, waters and premises as a result of such activities.

Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may require by summons the attendance and testimony of witnesses, may travel within and without the commonwealth and may expend for expert, clerical and other assistance and for expenses such sums as may be appropriated therefor, from the Highway Fund.

Said commission shall continue in operation until the prorogation of the nineteen hundred and fifty session of the general court, so that the general court may call upon it for advice and for any data it may require; provided, however, that said commission shall report to the general court the results of its investigations and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before March thirty-first, nineteen hundred and fifty.

Approved August 27, 1949.

Chap. 77 RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PRESENTMENT FOR PAYMENT, CONDITIONAL CREDIT, PAYMENT, DISHONOR AND REVOCATION OF CREDIT OF AND FOR CHECKS AND OTHER DEMAND INSTRUMENTS PAYABLE BY, AT OR THROUGH BANKS.

Resolved, That the judicial council be requested to investigate the subject matter of current senate document numbered seven hundred and thirty-three, relative to presentment for payment, conditional credit, payment, dishonor and revocation of credit of and for checks and other demand instruments payable by, at or through banks, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved August 27, 1949.

Chap. 78 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY AN UNPAID SPECIAL COMMISSION OF THE LAWS RELATING TO MILK AND MILK PRODUCTS AND CERTAIN RELATED MATTERS.

Resolved, That an unpaid special commission, to consist of two members of the senate to be designated by the president thereof, four members of the house of representatives to be designated by the speaker thereof, and three persons to be appointed by the governor, is hereby established for the purpose of making a thorough investigation and study relative to the enforcement and adequacy of the laws of the commonwealth relating to the inspection of dairy farms producing milk and cream for distribution in the commonwealth, to the bonding of milk dealers, to milk control, so called, to the production, transportation, sale and distribution of milk and milk products, and to related matters, with a view to recommending such changes in said laws, or such additions thereto, as the commission may deem advisable. In making its investigation and study hereunder, said commission shall consider the advisability of enacting a subsidy law the effect of which would be to provide for the furnishing of milk at reduced prices to persons in low income groups, so called, and shall consider matters relative to the sale of surplus milk, so called, and other matters relating to the production and sale of milk. Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings and shall avail itself of the services of the regular clerical staff of the department of agriculture for such clerical assistance as it may need in the course of its investigation. Said commission may travel within and without the commonwealth, and may expend for travel and other necessary expenses incurred by its members in the discharge of their duties hereunder such sums as may be appropriated therefor. The commission shall report to the general court its findings, and its

recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the senate on or before the first Wednesday of March in the year nineteen hundred and fifty.

Approved August 27, 1949.

RESOLVE IN FAVOR OF JOSEPH A. GOSSELIN OF WORCESTER. *Chap. 79*

Resolved, That for the purpose of discharging a moral obligation of the commonwealth, and after an appropriation therefor has been made, there be allowed and paid out of the treasury of the commonwealth to Joseph A. Gosselin, of Worcester, the sum of fifteen thousand dollars to compensate him for injuries inflicted on November eleventh, nineteen hundred and forty-five, by an escapee of a state mental institution.

Approved August 29, 1949.

RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL UNPAID COMMISSION RELATIVE TO THE SALE AND DISTRIBUTION WITHIN THE COMMONWEALTH OF CERTAIN SECURITIES AND INVESTMENT CONTRACTS UPON INSTALLMENT OR PERIODIC-PAYMENT PLANS. *Chap. 80*

Resolved, That an unpaid special commission, to consist of the joint committee on banks and banking, the commissioner of banks and the chairman of the commission of the department of public utilities, is hereby established for the purpose of making an investigation and study relative to the subject matter of the sale and distribution within the commonwealth of securities, investments and investment contracts upon installment, periodic-payment and similar plans. The commissioner of banks and the chairman of the commission of the department of public utilities, or either of them, if he so elects, may designate an officer or employee of his department to serve in his place on said commission. Said commission may call upon the department of public utilities and other departments, commissions, boards and officers of the commonwealth that have or can obtain information in relation to the subject matter of this resolve, and in its investigation and study shall consider senate documents numbered one hundred and twenty-seven and five hundred and fourteen of nineteen hundred and forty-eight, current house document numbered twenty-seven hundred and fifty-one, chapter six hundred and twenty-three of the acts of nineteen hundred and forty-eight and chapter one hundred and seventy-four of the General Laws. Said commission shall be provided with quarters in the state house or elsewhere, may hold hearings, may require by summons, the assistance and testimony of witnesses and the production of books and papers; may travel within and without the commonwealth; and may expend for necessary clerical and other assistance and expenses such sums as may be appropriated therefor. The payment of compensation for such

assistance shall not be subject to section ninety-one of chapter thirty-two or to section twenty-one of chapter thirty of said General Laws. The commission shall report to the general court the results of its investigations and study, and its recommendations, together with drafts of legislation necessary to carry its recommendations into effect, by filing with the clerk of the senate one or more reports, at such time or times as the commission may elect; provided that it shall so file its final report not later than the first Wednesday of December in the current year. *Approved August 30, 1949.*

Chap. 81 RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO PROVIDING STOCKYARD FACILITIES WITHIN THE COMMONWEALTH.

Resolved, That an unpaid special commission to consist of two members of the senate to be designated by the president thereof, five members of the house of representatives to be designated by the speaker thereof, and two persons to be appointed by the governor, is hereby established to make an investigation and study of the subject of the handling of live stock within the commonwealth and the operation of a stockyard, including all necessary businesses incidental or necessary thereto, with a view to making recommendations for the furnishing and improvement of market facilities therefor. Said commission shall confer and co-operate with the state department of agriculture in such investigation and study. Said commission, in the course of its investigation and study, shall also consider the subject matter of current house document numbered 2718 relative to establishing the Brighton stockyard authority and providing for the acquisition of certain property used as a stockyard in the Brighton district of the city of Boston. Said commission shall be provided with quarters in the state house or elsewhere, and may expend for clerical assistance, expert and engineering and other assistance, such sums as may be appropriated therefor. Said commission may hold hearings, may summon and examine witnesses and require by subpoena the production of books and papers, and may travel within and without the commonwealth in the performance of its duties. Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the senate on or before the first Wednesday in March in the year nineteen hundred and fifty.

Approved August 30, 1949.

The Commonwealth of Massachusetts

IN THE YEAR ONE THOUSAND NINE HUNDRED AND FORTY-SEVEN.

PROPOSAL FOR A LEGISLATIVE AMENDMENT OF THE CONSTITUTION DEFINING THE TERMS OF THE GOVERNOR, LIEUTENANT-GOVERNOR AND COUNCILLORS AND DETERMINING THE MANNER OF FILLING A VACANCY IN THE OFFICE OF THE GOVERNOR BECAUSE OF THE DEATH OF THE GOVERNOR ELECT, OR OF THE GOVERNOR ELECT AND THE LIEUTENANT-GOVERNOR ELECT.

A joint session of the Senate and House of Representatives hereby declares it to be expedient to alter the Constitution by the adoption of the following Article of Amendment, to the end that it may become a part of the Constitution, if similarly agreed to in a joint session of the next General Court and approved by the people at the state election next following:

ARTICLE OF AMENDMENT.

Article LXIV of the Amendments to the Constitution is hereby amended by striking out section 1 and inserting in place thereof the following section: — *Section 1.* The governor, lieutenant-governor, councillors, secretary, treasurer and receiver-general, attorney-general, auditor, senators and representatives shall be elected biennially. The terms of the governor, lieutenant-governor and councillors shall begin at noon on the Thursday next following the first Wednesday in January succeeding their election and shall end at noon on the Thursday next following the first Wednesday in January in the third year following their election. If the governor elect shall have died before the qualification of the lieutenant-governor elect, the lieutenant-governor elect upon qualification shall become governor. If both the governor elect and the lieutenant-governor elect shall have died both said offices shall be deemed to be vacant and the provisions of Article LV of the Amendments to the Constitution shall apply. The terms of senators and representatives shall begin with the first Wednesday in January succeeding their election and shall extend to the first Wednesday in January in the third year following their election and until their successors are chosen and qualified. The terms of the secretary, treasurer and receiver-general, attorney-general and auditor, shall begin with the third Wednesday in January succeeding their election and shall extend to the third Wednesday in January in the third year following

Proposed amendment to the constitution defining the terms of the governor, lieutenant-governor and councillors and determining the manner of filling a vacancy in the office of the governor because of the death of the governor elect, or of the governor elect and the lieutenant-governor elect.

their election and until their successors are chosen and qualified.

IN JOINT SESSION, June 9, 1947.

The foregoing legislative amendment of the Constitution is agreed to in joint session of the two houses of the General Court, the said amendment having received the affirmative votes of a majority of all the members elected; and it is referred to the next General Court in accordance with a provision of the Constitution.

IRVING N. HAYDEN,
Clerk of the Joint Session.

IN JOINT SESSION, June 8, 1949.

The foregoing legislative amendment is agreed to in joint session of the two houses, the said amendment having received the affirmative votes of a majority of all the members elected; and this fact is hereby certified to the Secretary of the Commonwealth, in accordance with a provision of the Constitution.

IRVING N. HAYDEN,
Clerk of the Joint Session.

Certified to
the secretary
of the com-
monwealth
for submis-
sion to the
people at the
next state
election.

The Commonwealth of Massachusetts

IN THE YEAR ONE THOUSAND NINE HUNDRED AND FORTY-EIGHT.

PROPOSAL FOR A LEGISLATIVE AMENDMENT OF THE CONSTITUTION TO PROVIDE THAT THE NUMBER OF SIGNATURES OF QUALIFIED VOTERS ON AN INITIATIVE OR REFERENDUM PETITION BE CHANGED AND CERTAIN OTHER CHANGES RELATIVE TO LEGISLATIVE PROCEDURE.

A joint session of the Senate and House of Representatives hereby declares it to be expedient to alter the Constitution by the adoption of the following Article of Amendment, to the end that it may become a part of the Constitution, if similarly agreed to in a joint session of the next General Court and approved by the people at the state election next following:

Proposed amendment to the constitution to provide that the number of signatures of qualified voters on an initiative or referendum petition be changed and certain other changes relative to legislative procedure.

ARTICLE OF AMENDMENT.

SECTION 1. Article XLVIII of the Amendments to the Constitution is hereby amended by striking out section 2, under the heading "THE INITIATIVE. IV. *Legislative Action on Proposed Constitutional Amendments.*", and inserting in place thereof the following: — *Section 2. Joint Session.* — If a proposal for a specific amendment of the constitution is introduced into the general court by initiative petition signed in the aggregate by not less than such number of voters as will equal three per cent of the entire vote cast for governor at the preceding biennial state election, or if in case of a proposal for amendment introduced into the general court by a member of either house, consideration thereof in joint session is called for by vote of either house, such proposal shall, not later than the second Wednesday in May, be laid before a joint session of the two houses, at which the president of the senate shall preside; and if the two houses fail to agree upon a time for holding any joint session hereby required, or fail to continue the same from time to time until final action has been taken upon all amendments pending, the governor shall call such joint session or continuance thereof.

SECTION 2. Section 1 of that part of said Article XLVIII, under the heading "THE INITIATIVE. V. *Legislative Action on Proposed Laws.*", is hereby amended by striking out said section and inserting in place thereof the following: — *Section 1. Legislative Procedure.* — If an initiative petition for a law is introduced into the general court, signed in the aggregate by not less than such number of voters as will

equal three per cent of the entire vote cast for governor at the preceding biennial state election, a vote shall be taken by yeas and nays in both houses before the first Wednesday of May upon the enactment of such law in the form in which it stands in such petition. If the general court fails to enact such law before the first Wednesday of May, and if such petition is completed by filing with the secretary of the commonwealth, not earlier than the first Wednesday of the following June nor later than the first Wednesday of the following July, a number of signatures of qualified voters equal in number to not less than one half of one per cent of the entire vote cast for governor at the preceding biennial state election, in addition to those signing such initiative petition, which signatures must have been obtained after the first Wednesday of May aforesaid, then the secretary of the commonwealth shall submit such proposed law to the people at the next state election. If it shall be approved by voters equal in number to at least thirty per cent of the total number of ballots cast at such state election and also by a majority of the voters voting on such law, it shall become law, and shall take effect in thirty days after such state election or at such time after such election as may be provided in such law.

SECTION 3. Section 2 of that part of said Article XLVIII, under the heading "THE INITIATIVE. V. *Legislative Action on Proposed Laws.*", is hereby amended by striking out said section and inserting in place thereof the following:—*Section 2. Amendment by Petitioners.*—If the general court fails to pass a proposed law before the first Wednesday of May, a majority of the first ten signers of the initiative petition therefor shall have the right, subject to certification by the attorney-general filed as hereinafter provided, to amend the measure which is the subject of such petition. An amendment so made shall not invalidate any signature attached to the petition. If the measure so amended, signed by a majority of the first ten signers, is filed with the secretary of the commonwealth before the first Wednesday of the following June, together with a certificate signed by the attorney-general to the effect that the amendment made by such proposers is in his opinion perfecting in its nature and does not materially change the substance of the measure, and if such petition is completed by filing with the secretary of the commonwealth, not earlier than the first Wednesday of the following June nor later than the first Wednesday of the following July, a number of signatures of qualified voters equal in number to not less than one half of one per cent of the entire vote cast for governor at the preceding biennial state election in addition to those signing such initiative petition, which signatures must have been obtained after the first Wednesday of May aforesaid, then the secretary of the commonwealth shall submit the measure to the people in its amended form.

SECTION 4. Section 3 of that part of said Article XLVIII, under the heading "THE REFERENDUM. III. *Referendum Petitions.*", is hereby amended by striking out the sentence "If such petition is completed by filing with the secretary of the commonwealth not later than ninety days after the law which is the subject of the petition has become law the signatures of not less than fifteen thousand qualified voters of the commonwealth, then the operation of such law shall be suspended, and the secretary of the commonwealth shall submit such law to the people at the next state election, if thirty days intervene between the date when such petition is filed with the secretary of the commonwealth and the date for holding such state election; if thirty days do not so intervene, then such law shall be submitted to the people at the next following state election, unless in the meantime it shall have been repealed; and if it shall be approved by a majority of the qualified voters voting thereon, such law shall, subject to the provisions of the constitution, take effect in thirty days after such election, or at such time after such election as may be provided in such law; if not so approved such law shall be null and void; but no such law shall be held to be disapproved if the negative vote is less than thirty per cent of the total number of ballots cast at such state election." and inserting in place thereof the following sentence:— If such petition is completed by filing with the secretary of the commonwealth not later than ninety days after the law which is the subject of the petition has become law a number of signatures of qualified voters equal in number to not less than two per cent of the entire vote cast for governor at the preceding biennial state election, then the operation of such law shall be suspended, and the secretary of the commonwealth shall submit such law to the people at the next state election, if sixty days intervene between the date when such petition is filed with the secretary of the commonwealth and the date for holding such state election; if sixty days do not so intervene, then such law shall be submitted to the people at the next following state election, unless in the meantime it shall have been repealed; and if it shall be approved by a majority of the qualified voters voting thereon, such law shall, subject to the provisions of the constitution, take effect in thirty days after such election, or at such time after such election as may be provided in such law; if not so approved such law shall be null and void; but no such law shall be held to be disapproved if the negative vote is less than thirty per cent of the total number of ballots cast at such state election.

SECTION 5. Section 4 of that part of said Article XLVIII, under the heading "THE REFERENDUM. III. *Referendum Petitions.*", is hereby amended by striking out the words "If such petition filed as aforesaid is completed by filing with the secretary of the commonwealth not later than

ninety days after the law which is the subject of the petition has become law the signatures of not less than ten thousand qualified voters of the commonwealth protesting against such law and asking for a referendum thereon, then the secretary of the commonwealth shall submit such law to the people at the next state election, if thirty days intervene between the date when such petition is filed with the secretary of the commonwealth and the date for holding such state election. If thirty days do not so intervene, then it shall be submitted to the people at the next following state election, unless in the meantime it shall have been repealed; and if it shall not be approved by a majority of the qualified voters voting thereon, it shall, at the expiration of thirty days after such election, be thereby repealed; but no such law shall be held to be disapproved if the negative vote is less than thirty per cent of the total number of ballots cast at such state election." and inserting in place thereof the following: — If such petition filed as aforesaid is completed by filing with the secretary of the commonwealth not later than ninety days after the law which is the subject of the petition has become law a number of signatures of qualified voters equal in number to not less than one and one half per cent of the entire vote cast for governor at the preceding biennial state election protesting against such law and asking for a referendum thereon, then the secretary of the commonwealth shall submit such law to the people at the next state election, if sixty days intervene between the date when such petition is filed with the secretary of the commonwealth and the date for holding such state election. If sixty days do not so intervene, then it shall be submitted to the people at the next following state election, unless in the meantime it shall have been repealed; and if it shall not be approved by a majority of the qualified voters voting thereon, it shall, at the expiration of thirty days after such election, be thereby repealed; but no such law shall be held to be disapproved if the negative vote is less than thirty per cent of the total number of ballots cast at such state election.

IN JOINT SESSION, June 4, 1948.

The foregoing legislative amendment of the Constitution is agreed to in joint session of the two houses of the General Court, the said amendment having received the affirmative votes of a majority of all the members elected; and it is referred to the next General Court in accordance with a provision of the Constitution.

IRVING N. HAYDEN,
Clerk of the Joint Session.

IN JOINT SESSION, June 8, 1949.

The foregoing legislative amendment is agreed to in joint session of the two houses, the said amendment having received the affirmative votes of a majority of all the members elected; and this fact is hereby certified to the Secretary of the Commonwealth, in accordance with a provision of the Constitution.

Certified to the secretary of the commonwealth for submission to the people at the next state election.

IRVING N. HAYDEN,
Clerk of the Joint Session.

NUMBER OF ACTS AND RESOLVES APPROVED
ITEMS OF GENERAL APPROPRIATION BILL
VETOED BY THE GOVERNOR, AND ACT
DECLARED EMERGENCY LAW BY THE
GOVERNOR UNDER AUTHORITY OF THE
CONSTITUTION.

The general court, during its first annual session held in 1949, passed 810 Acts and 81 Resolves, which received executive approval.

"An Act making appropriations for the maintenance of departments, boards, commissions, institutions and certain activities of the commonwealth, for interest, sinking fund and serial bond requirements, and for certain permanent improvements" was returned May 20, 1949, by the governor to the house of representatives, the branch in which said bill originated, with his objections in writing to Items 2501-01 and 2501-02.

The vote being taken May 23, 1949, on the passage of said items, the objections of the governor thereto were sustained, the house having refused, in each instance, to pass the same. The remainder of the bill (Chapter 307) was approved by the governor May 20, 1949.

One (1) Act entitled, "An Act authorizing the ratification on the part of the commonwealth of a proposed compact entitled the Northeastern Interstate Forest Fire Protection Compact" (Chapter 457) was declared to be an emergency law by the governor in accordance with the provisions of the forty-eighth amendment to the Constitution "The Referendum. II. Emergency Measures".

Said Chapter 457 thereby took effect at 10.45 A.M. on August 25, 1949.

The general court was prorogued on Wednesday, August 31, 1949, at seventeen minutes before twelve o'clock P.M., the session having occupied 239 days.

AMENDMENT OF THE CONSTITUTION.

1948

ARTICLE OF AMENDMENT OF THE CONSTITUTION
OF
MASSACHUSETTS,

adopted by the Legislature of the political year one thousand nine hundred and forty-five, and by the Legislature of the political year one thousand nine hundred and forty-seven, agreeably to the provisions of the Constitution, and approved by the people on the second day of November in the year one thousand nine hundred and forty-eight.

SEVENTY-SEVENTH ARTICLE OF AMENDMENT.

Article XVI of Part the First is hereby annulled and the following is adopted in place thereof:

Article XVI. The liberty of the press is essential to the security of freedom in a state: it ought not, therefore, to be restrained in this commonwealth. The right of free speech shall not be abridged.

THE COMMONWEALTH OF MASSACHUSETTS.

OFFICE OF THE SECRETARY,
BOSTON, November 24, 1948.

I Hereby Certify that the foregoing is the Seventy-Seventh Article of Amendment of the Constitution of this Commonwealth, as approved by the People at the State Election held on the second day of November in the year one thousand nine hundred and forty-eight, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution.

F. W. COOK,
Secretary of the Commonwealth.

AMENDMENT OF THE CONSTITUTION.

1948

ARTICLE OF AMENDMENT OF THE CONSTITUTION
OF
MASSACHUSETTS,

adopted by the Legislature of the political year one thousand nine hundred and forty-six, and by the Legislature of the political year one thousand nine hundred and forty-seven, agreeably to the provisions of the Constitution, and approved by the people on the second day of November in the year one thousand nine hundred and forty-eight.

SEVENTY-EIGHTH ARTICLE OF AMENDMENT.

ARTICLE LXXVIII. No revenue from fees, duties, excises or license taxes relating to registration, operation or use of vehicles on public highways, or to fuels used for propelling such vehicles, shall be expended for other than cost of administration of laws providing for such revenue, making of refunds and adjustments in relation thereto, payment of highway obligations, or cost of construction, reconstruction, maintenance and repair of public highways and bridges and of the enforcement of state traffic laws; and such revenue shall be expended by the commonwealth or its counties, cities and towns for said highway purposes only and in such manner as the general court may direct; provided, that this amendment shall not apply to revenue from any excise tax imposed in lieu of local property taxes for the privilege of registering such vehicles.

THE COMMONWEALTH OF MASSACHUSETTS.

OFFICE OF THE SECRETARY,
BOSTON, November 24, 1948.

I Hereby Certify that the foregoing is the Seventy-Eighth Article of Amendment of the Constitution of this Commonwealth, as approved by the People at the State Election held on the second day of November in the year one thousand nine hundred and forty-eight, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution.

F. W. COOK,
Secretary of the Commonwealth.

AMENDMENT OF THE CONSTITUTION.

1948

ARTICLE OF AMENDMENT OF THE CONSTITUTION
OF
MASSACHUSETTS,

adopted by the Legislature of the political year one thousand nine hundred and forty-six, and by the Legislature of the political year one thousand nine hundred and forty-eight, agreeably to the provisions of the Constitution, and approved by the people on the second day of November in the year one thousand nine hundred and forty-eight.

SEVENTY-NINTH ARTICLE OF AMENDMENT.

ARTICLE LXXIX. Article XVII of the amendments of the constitution, as amended, is hereby further amended by striking out, in the third sentence, the words "two persons who had the highest number of votes for said offices on the day in November aforesaid" and inserting in place thereof the words: — people at large, — so that said sentence will read as follows: — In case of a failure to elect either of said officers on the day in November aforesaid, or in case of the decease, in the meantime, of the person elected as such, such officer shall be chosen on or before the third Wednesday in January next thereafter, from the people at large, by joint ballot of the senators and representatives, in one room; and in case the office of secretary, or treasurer and receiver-general, or auditor, or attorney-general, shall become vacant, from any cause, during an annual or special session of the general court, such vacancy shall in like manner be filled by choice from the people at large; but if such vacancy shall occur at any other time, it shall be supplied by the governor by appointment, with the advice and consent of the council.

THE COMMONWEALTH OF MASSACHUSETTS.

OFFICE OF THE SECRETARY,
BOSTON, November 24, 1948.

I Hereby Certify that the foregoing is the Seventy-Ninth Article of Amendment of the Constitution of this Commonwealth, as approved by the People at the State Election held on the second day of November in the year one thousand nine hundred and forty-eight, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution.

F. W. COOK,
Secretary of the Commonwealth.

RETURN OF VOTES ON QUESTION NO. 1, BEING A LEGISLATIVE AMENDMENT TO THE CONSTITUTION, SUBMITTED UNDER THE PROVISIONS OF ARTICLE XLVIII OF THE AMENDMENTS TO THE CONSTITUTION TO THE VOTERS OF THE COMMONWEALTH AT THE STATE ELECTION HELD NOVEMBER 2, 1948.

Votes on Question No. 1 (Amendment to the Constitution).

Do you approve of the adoption of an amendment to the constitution summarized below which was approved by the General Court in a joint session of the two branches held June 28, 1945, received 227 votes in the affirmative and 0 in the negative, and in a joint session of the two branches held June 9, 1947, received 232 votes in the affirmative and 8 in the negative?*

SUMMARY

This proposed amendment to the Constitution adds to the declaration of the rights of the inhabitants, as now set forth in the Constitution, the following: "The right of free speech shall not be abridged."

County of Barnstable.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Barnstable	3,002	329	1,057	4,388
Bourne	1,161	130	439	1,730
Brewster	356	34	119	509
Chatham	827	74	304	1,205
Dennis	914	108	325	1,347
Eastham	324	28	104	456
Falmouth	2,021	238	1,013	3,272
Harwich	990	105	335	1,430
Mashpee	82	14	99	195
Orleans	678	49	171	898
Provincetown	785	124	503	1,412
Sandwich	523	57	207	787
Truro	243	23	108	374
Wellfleet	402	41	211	654
Yarmouth	984	82	306	1,372
Totals	13,292	1,436	5,301	20,029

County of Berkshire.

Adams	3,065	863	2,503	6,431
Alford	63	8	43	114
Becket	228	27	109	364
Cheshire	436	93	297	826
Clarksburg	305	74	252	631
Dalton	1,547	204	612	2,363
Egremont	273	26	88	387
Florida	108	20	68	196
Great Barrington	1,717	232	1,164	3,113
Hancock	94	25	65	184
Hinsdale	307	68	192	567
Lanesborough	560	79	189	828
Lee	1,113	192	602	1,907
Lenox	928	138	528	1,594
Monterey	142	10	46	198
Mount Washington	22	3	13	38
New Ashford	18	7	22	47
New Marlborough	245	22	154	421
NORTH ADAMS	5,426	1,463	3,581	10,470
Otis	136	19	76	231
Peru	35	13	25	63

County of Berkshire — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
PITTSFIELD	12,673	2,110	9,312	24,095
Richmond	204	21	88	313
Sandisfield	121	14	80	215
Savoy	58	16	71	145
Sheffield	548	57	247	852
Stockbridge	593	71	227	891
Tyringham	76	4	28	108
Washington	65	8	28	101
West Stockbridge	278	46	184	508
Williamstown	1,571	197	594	2,362
Windsor	78	12	44	134
Totals	33,033	6,132	21,532	60,697

County of Bristol.

Acushnet	911	274	614	1,799
ATTLEBORO	6,485	1,242	3,031	10,758
Berkley	286	70	169	525
Dartmouth	2,601	497	1,394	4,492
Dighton	794	180	353	1,327
Easton	1,894	259	692	2,845
Fairhaven	3,413	537	1,441	5,391
FALL RIVER	23,786	11,723	18,226	53,735
Freetown	447	78	209	734
Mansfield	2,211	351	1,001	3,563
NEW BEDFORD	28,849	6,907	16,199	51,955
North Attleborough	3,239	563	2,131	5,933
Norton	993	162	403	1,558
Raynham	664	124	352	1,140
Rehoboth	823	187	423	1,433
Seekonk	1,233	216	694	2,143
Somerset	1,762	594	978	3,334
Swansea	1,593	468	806	2,867
TAUNTON	9,283	2,286	6,632	18,201
Westport	967	279	695	1,941
Totals	92,234	26,997	56,443	175,674

County of Dukes County.

Chilmark	80	2	33	115
Edgartown	419	29	185	633
Gay Head	20	5	26	51
Gosnold	29	4	9	42
Oak Bluffs	406	62	213	681
Tisbury	540	80	266	886
West Tisbury	114	8	47	169
Totals	1,608	190	779	2,577

County of Essex.

Amesbury	2,829	714	1,699	5,242
Andover	4,416	765	1,275	6,456
BEVERLY	9,273	1,236	3,091	13,600
Boxford	368	31	83	482
Danvers	4,141	548	1,303	5,992
Essex	532	69	230	831
Georgetown	690	121	351	1,162
GLOUCESTER	5,709	1,009	3,404	10,122
Groveland	778	156	261	1,195
Hamilton	932	108	321	1,361
HAVERHILL	13,278	3,839	4,938	22,055
Ipswich	1,994	363	1,028	3,385
LAWRENCE	21,066	7,451	11,802	40,319
LYNN	31,448	6,182	10,766	48,394
Lynnfield	1,414	119	324	1,857
Manchester	1,088	126	359	1,573

County of Essex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Marblehead	5,847	552	1,247	7,646
Merrimac	792	190	386	1,368
Methuen	6,557	1,703	3,336	11,596
Middleton	605	88	259	952
Nahant	888	159	285	1,332
Newbury	576	107	250	933
NEWBURYPORT	3,984	712	2,414	7,110
North Andover	2,845	709	1,048	4,602
PEABODY	6,019	1,263	3,290	10,572
ROCKPORT	1,363	174	637	2,174
Rowley	512	64	265	841
SALEM	12,836	3,054	6,048	21,938
Salisbury	741	160	541	1,442
Saugus	4,919	830	1,499	7,248
Swampscott	5,038	500	1,008	6,546
Topsfield	547	55	110	712
Wenham	620	56	148	824
West Newbury	475	76	192	743
Totals	155,118	33,289	64,198	252,605

County of Franklin.

Ashfield	247	22	147	416
Bernardston	298	30	139	467
Buckland	486	45	319	850
Charlemont	259	16	128	403
Colrain	376	55	223	654
Conway	239	23	118	380
Deerfield	829	117	364	1,310
Erving	336	47	194	577
Gill	315	32	161	508
Greenfield	6,069	706	2,129	8,904
Hawley	35	7	35	77
Heath	86	6	39	131
Leverett	147	14	77	238
Leyden	66	11	49	126
Monroe	46	8	24	78
Montague	2,124	383	1,299	3,806
New Salem	111	15	59	185
Northfield	748	72	204	1,024
Orange	1,456	170	945	2,571
Rowe	58	13	35	106
Shelburne	646	53	241	940
Shutesbury	46	1	45	92
Sunderland	292	21	118	431
Warwick	115	13	65	193
Wendell	62	9	70	141
Whately	232	37	186	455
Totals	15,724	1,926	7,413	25,063

County of Hampden.

Agawam	2,556	403	1,080	4,039
Blandford	189	12	87	288
Brimfield	324	33	171	528
Chester	306	40	225	571
CHICOPEE	12,086	3,774	6,917	22,777
East Longmeadow	1,584	211	411	2,206
Granville	232	30	123	385
Hampden	404	62	148	614
Holland	86	22	34	142
HOLYOKE	17,041	4,094	8,363	29,498
Longmeadow	3,098	161	349	3,608
Ludlow	2,335	534	1,033	3,902
Monson	1,029	125	623	1,777
Montgomery	48	7	21	76
Palmer	2,204	474	1,696	4,374
Russell	367	63	180	610
Southwick	546	65	244	855
SPRINGFIELD	48,967	8,252	17,078	74,297

County of Hampden — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Tolland	24	2	21	47
Wales	125	88	2	215
West Springfield	6,116	941	1,775	8,832
WESTFIELD	5,983	943	2,514	9,440
Wilbraham	1,357	185	343	1,885
Totals	107,007	20,521	43,438	170,966

County of Hampshire.

Amherst	2,714	304	644	3,662
Belchertown	658	88	315	1,061
Chesterfield	91	11	106	208
Cummington	210	9	70	289
Easthampton	3,131	562	1,705	5,398
Goshen	108	9	46	163
Granby	442	66	171	679
Hadley	681	126	351	1,158
Hatfield	459	134	446	1,039
Huntington	335	41	251	627
Middlefield	50	7	38	95
NORTHAMPTON	7,549	1,193	3,204	11,946
Pelham	147	27	66	240
Plainfield	70	25	18	113
South Hadley	2,796	403	868	4,067
Southampton	412	56	153	621
Ware	1,835	350	1,661	3,846
Westhampton	133	11	45	189
Williamsburg	602	86	330	1,018
Worthington	138	31	64	233
Totals	22,561	3,539	10,552	36,652

County of Middlesex.

Acton	1,165	127	320	1,612
Arlington	16,633	2,411	3,457	22,501
Ashby	387	48	166	601
Ashland	1,055	157	368	1,580
Ayer	1,064	153	416	1,633
Bedford	931	101	238	1,270
Belmont	11,550	1,338	2,237	15,125
Billerica	2,787	559	888	4,234
Boxborough	134	16	35	185
Burlington	745	151	292	1,188
CAMBRIDGE	34,415	5,940	13,146	53,501
Carlisle	281	21	79	381
Chelmsford	2,907	505	940	4,352
Concord	2,948	306	675	3,929
Dracut	1,961	576	999	3,536
Dunstable	135	18	78	231
EVERETT	12,539	2,749	5,988	21,276
Frammingham	7,908	1,344	3,071	12,323
Groton	1,024	116	334	1,474
Holliston	1,195	146	398	1,739
Hopkinton	1,100	168	470	1,738
Hudson	2,285	436	1,231	3,952
Lexington	5,267	454	893	6,614
Lincoln	840	101	144	1,085
Littleton	668	50	216	934
LOWELL	29,956	7,413	10,729	48,098
MALDEN	18,100	3,111	6,699	27,910
MARLBOROUGH	4,461	1,093	2,474	8,028
Maynard	2,101	363	1,134	3,598
MEDFORD	21,779	3,438	7,372	32,589
MELROSE	11,706	1,255	2,055	15,016
Natick	5,252	892	1,752	7,896
NEWTON	31,170	3,120	5,838	40,128
North Reading	1,063	193	377	1,633
Pepperell	899	178	430	1,507
Reading	5,061	573	910	6,544
Sherborn	427	33	116	576

County of Middlesex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Shirley	612	106	317	1,035
SOMERVILLE	30,436	6,910	10,938	48,284
Stoneham	4,386	624	1,242	6,252
Stow	513	43	145	701
Sudbury	840	94	198	1,132
Tewksbury	1,237	261	414	1,912
Townsend	698	84	297	1,079
Tyngsborough	577	73	309	959
Wakefield	6,497	823	1,995	9,315
WALTHAM	11,691	1,730	5,794	19,215
Watertown	12,917	1,963	3,563	18,443
Wayland	1,543	214	464	2,221
Westford	1,102	183	553	1,838
Weston	2,074	172	212	2,458
Wilmington	1,748	288	550	2,586
Winchester	6,469	688	1,226	8,383
WOBURN	6,637	1,258	2,096	9,991
Totals	333,876	55,167	107,278	496,321

County of Nantucket.

Nantucket	757	87	640	1,484
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County of Norfolk.

Avon	755	113	307	1,175
Bellingham	1,024	194	586	1,804
Braintree	7,446	941	1,651	10,038
Brookline	18,201	1,824	8,099	28,124
Canton	2,379	367	798	3,544
Cohasset	1,412	183	412	2,007
Dedham	5,689	849	1,882	8,420
Dover	652	66	114	832
Foxborough	1,880	195	541	2,616
Franklin	1,886	400	1,177	3,463
Holbrook	1,279	180	487	1,946
Medfield	942	108	341	1,391
Medway	1,083	226	438	1,752
Millis	728	136	323	1,187
Milton	9,908	1,047	1,722	12,677
Needham	6,270	519	1,290	8,079
Norfolk	535	76	147	758
Norwood	5,222	842	1,957	8,021
Plainville	605	61	278	944
QUINCY	28,120	4,302	7,532	39,954
Randolph	2,574	394	943	3,911
Sharon	1,690	172	356	2,218
Stoughton	2,657	412	1,121	4,190
Walpole	2,722	362	882	3,966
Wellesley	7,941	633	1,102	9,676
Westwood	1,957	185	389	2,531
Weymouth	9,164	1,272	2,747	13,173
Wrentham	1,049	107	341	1,497
Totals	125,765	16,166	37,963	179,894

County of Plymouth.

Abington	2,189	281	820	3,290
Bridgewater	1,704	260	813	2,837
BROCKTON	19,746	3,534	8,012	31,292
Carver	318	54	167	539
Duxbury	1,117	126	312	1,555
East Bridgewater	1,176	176	489	1,841
Halifax	340	45	120	505
Hanover	1,036	90	317	1,443
Hanson	753	92	326	1,171
Hingham	3,962	386	807	5,155

County of Plymouth — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Hull	1,113	202	517	1,832
Kingston	903	121	416	1,440
Lakeville	513	61	208	782
Marion	718	66	236	1,020
Marshfield	1,190	90	290	1,570
Mattapoisett	733	84	256	1,073
Middleborough	2,705	453	1,095	4,253
Norwell	978	94	219	1,291
Pembroke	784	84	190	1,058
Plymouth	3,677	571	2,099	6,347
Plympton	192	29	68	289
Rochester	304	31	120	455
Rockland	2,509	380	1,191	4,080
Scituate	2,055	183	712	2,950
Wareham	1,839	270	974	3,083
West Bridgewater	1,106	153	367	1,626
Whitman	2,552	417	1,188	4,157
Totals	56,272	8,333	22,329	86,934

County of Suffolk.

BOSTON	224,548	37,117	89,467	351,132
CHELSEA	8,796	2,223	6,609	17,628
REVERE	10,080	2,200	5,198	17,478
Wintthrop	6,804	974	1,977	9,755
Totals	250,228	42,514	103,251	395,993

County of Worcester.

Ashburnham	704	117	335	1,156
Athol	3,020	378	1,625	5,023
Auburn	2,439	381	1,068	3,888
Barre	866	132	557	1,555
Berlin	398	51	160	609
Blackstone	1,503	174	639	2,316
Bolton	279	26	89	394
Boylston	474	51	166	691
Brookfield	419	45	211	675
Charlton	690	124	375	1,189
Clinton	3,354	754	2,442	6,550
Douglas	805	168	302	1,275
Dudley	1,103	259	942	2,304
East Brookfield	338	61	169	568
FITCHBURG	11,987	3,211	5,970	21,168
GARDNER	4,768	1,053	3,262	9,083
Grafton	1,655	335	1,231	3,221
Hardwick	532	99	410	1,041
Harvard	523	44	94	661
Holden	1,930	195	512	2,637
Hopedale	1,222	123	470	1,815
Hubbardston	316	39	129	484
Lancaster	904	98	277	1,279
Leicester	1,444	308	682	2,434
LEOMINSTER	6,425	1,395	3,357	11,177
Lunenburg	971	141	363	1,475
Mendon	477	52	205	734
Milford	3,679	767	3,502	7,948
Millbury	1,872	505	1,341	3,718
Millville	396	97	396	889
New Braintree	96	18	58	172
North Brookfield	893	137	499	1,529
Northborough	976	102	327	1,405
Northbridge	3,185	598	1,407	5,190
Oakham	156	17	73	246
Oxford	1,239	269	746	2,254
Paxton	367	27	107	501
Petersham	294	26	97	417
Phillipston	148	16	77	241
Princeton	312	33	93	438
Royalston	208	37	109	354
Rutland	505	55	209	769

County of Worcester — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Shrewsbury	2,966	344	1,015	4,325
Southborough	822	111	280	1,213
Southbridge	4,199	982	3,391	8,572
Spencer	1,618	383	1,480	3,481
Sterling	674	82	245	1,001
Sturbridge	627	105	434	1,166
Sutton	809	160	397	1,366
Templeton	898	445	499	1,842
Upton	700	99	430	1,229
Uxbridge	1,672	487	1,172	3,331
Warren	830	128	608	1,566
Webster	3,465	1,003	2,906	7,374
West Boylston	877	102	270	1,249
West Brookfield	493	48	218	759
Westborough	1,783	179	582	2,544
Westminster	600	96	233	929
Winchendon	1,516	236	825	2,577
WORCESTER	57,411	12,228	24,822	94,461
Totals	145,832	29,736	74,890	250,458

Aggregate of Votes.

Counties.	Yes.	No.	Blanks.	Total Ballots.
BARNSTABLE	13,292	1,436	5,301	20,029
BERKSHIRE	33,033	6,132	21,532	60,697
BRISTOL	92,234	26,997	56,443	175,674
DUKES COUNTY	1,608	190	779	2,577
ESSEX	155,118	33,289	64,198	252,605
FRANKLIN	15,724	1,926	7,413	25,063
HAMPDEN	107,007	20,521	43,438	170,966
HAMPSHIRE	22,561	3,539	10,552	36,652
MIDDLESEX	333,876	55,167	107,278	496,321
NANTUCKET	757	87	640	1,484
NORFOLK	125,765	16,166	37,963	179,894
PLYMOUTH	56,272	8,333	22,329	86,934
SUFFOLK	250,228	42,514	103,251	395,993
WORCESTER	145,832	29,736	74,890	250,458
Totals	1,353,307	246,033	556,007	2,155,347

RETURN OF VOTES ON QUESTION NO. 2, BEING A LEGISLATIVE AMENDMENT TO THE CONSTITUTION, SUBMITTED UNDER THE PROVISIONS OF ARTICLE XLVIII OF THE AMENDMENTS TO THE CONSTITUTION TO THE VOTERS OF THE COMMONWEALTH AT THE STATE ELECTION HELD NOVEMBER 2, 1948.

Votes on Question No. 2 (Amendment to the Constitution)

Do you approve of the adoption of an amendment to the constitution summarized below which was approved by the General Court in a joint session of the two branches held June 6, 1946, received 220 votes in the affirmative and 28 in the negative, and in a joint session of the two branches held June 9, 1947, received 228 votes in the affirmative and 5 in the negative?

SUMMARY

This proposed amendment to the Constitution provides that the use of revenue from fees, duties, excises or license taxes relating to the registration, operation or use of vehicles on public highways or to fuels used for propelling such vehicles, except revenue from any excise tax imposed for the privilege of registering such vehicles in lieu of local property taxes, shall be for highway purposes only.

County of Barnstable.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Barnstable	2,996	355	1,037	4,388
Bourne	1,167	133	430	1,730
Brewster	357	32	120	509
Chatham	845	72	288	1,205
Dennis	911	108	328	1,347
Eastham	323	31	102	456
Falmouth	1,987	298	987	3,272
Harwich	987	90	353	1,430
Mashpee	82	15	98	195
Orleans	697	32	169	898
Provincetown	770	133	509	1,412
Sandwich	533	45	209	787
Truro	254	26	94	374
Wellfleet	425	34	195	654
Yarmouth	989	88	295	1,372
Totals	13,323	1,492	5,214	20,029

County of Berkshire.

Adams	3,009	907	2,515	6,431
Alford	64	8	42	114
Becket	235	40	89	364
Cheshire	461	84	281	826
Clarksburg	327	70	234	631
Dalton	1,552	212	599	2,363
Egremont	268	20	99	387
Florida	121	12	63	196
Great Barrington	1,723	267	1,123	3,113
Hancock	98	23	63	184
Hinsdale	327	52	188	567
Lanesborough	547	92	189	828
Lee	1,114	212	581	1,907
Lenox	943	135	516	1,594
Monterey	130	23	45	198
Mount Washington	22	2	14	38

County of Berkshire — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
New Ashford	32	4	11	47
New Marlborough	284	17	120	421
NORTH ADAMS	5,405	1,526	3,539	10,470
Otis	147	14	70	231
Peru	36	4	23	63
PITTSFIELD	12,710	2,432	8,953	24,095
Richmond	218	22	73	313
Sandisfield	119	21	75	215
Savoy	60	14	71	145
Sheffield	555	57	240	852
Stockbridge	595	79	217	891
Tyringham	78	7	23	108
Washington	70	4	27	101
West Stockbridge	292	44	172	508
Williamstown	1,484	281	597	2,362
Windsor	92	10	32	134
Totals	33,118	6,695	20,884	60,697

County of Bristol.

Acushnet	937	251	611	1,799
ATTLEBORO	6,329	1,418	3,011	10,758
Berkley	295	73	157	525
Dartmouth	2,518	550	1,424	4,492
Dighton	841	144	342	1,327
Easton	1,916	254	675	2,845
Fairhaven	3,273	655	1,463	5,391
FALL RIVER	24,768	10,885	18,082	53,735
Freetown	452	74	208	734
Mansfield	2,204	381	978	3,563
NEW BEDFORD	27,272	8,272	16,411	51,955
North Attleborough	3,171	611	2,151	5,933
Norton	984	185	389	1,558
Raynham	667	127	346	1,140
Rehoboth	836	168	429	1,433
Seekonk	1,232	207	704	2,143
Somerset	1,855	524	955	3,334
Swansea	1,660	428	779	2,867
TAUNTON	9,043	2,584	6,574	18,201
Westport	1,000	274	667	1,941
Totals	91,253	28,065	56,356	175,674

County of Dukes County.

Chilmark	82	3	30	115
Edgartown	402	43	188	633
Gay Head	24	2	25	51
Gosnold	32	3	7	42
Oak Bluffs	378	74	229	681
Tisbury	532	84	270	886
West Tisbury	105	16	48	169
Totals	1,555	225	797	2,577

County of Essex.

Amesbury	2,869	693	1,680	5,242
Andover	4,434	803	1,219	6,456
BEVERLY	9,259	1,335	3,006	13,600
Boxford	367	37	78	482
Danvers	4,263	544	1,185	5,992
Essex	551	56	224	831
Georgetown	709	137	316	1,162
GLOUCESTER	5,724	1,125	3,273	10,122
Groveland	799	152	244	1,195
Hamilton	958	110	293	1,361
HAVERHILL	12,748	4,214	5,093	22,055

County of Essex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Ipswich	1,998	354	1,033	3,385
LAWRENCE	20,756	7,821	11,742	40,319
LYNN	31,189	6,508	10,697	48,394
Lynnfield	1,445	123	289	1,857
Manchester	1,109	105	359	1,573
Marblehead	5,775	664	1,207	7,646
Merrimac	790	196	382	1,368
Methuen	6,695	1,712	3,189	11,596
Middleton	638	73	241	952
Nahant	889	170	273	1,332
Newbury	593	107	233	933
NEWBURYPORT	3,967	785	2,358	7,110
North Andover	2,909	705	988	4,602
PEABODY	6,056	1,314	3,202	10,572
Rockport	1,373	184	617	2,174
Rowley	504	73	264	841
SALEM	12,685	3,336	5,917	21,938
Salisbury	753	171	518	1,442
Saugus	5,041	785	1,422	7,248
Swampscott	4,893	651	1,002	6,546
Topsfield	558	50	104	712
Wenham	628	69	127	824
West Newbury	495	77	171	743
Totals	154,420	35,239	62,946	252,605

County of Franklin.

Ashfield	271	15	130	416
Bernardston	301	21	145	467
Buckland	506	43	301	850
Charlemont	282	14	107	403
Colrain	409	39	206	654
Conway	253	18	109	380
Deerfield	814	116	380	1,310
Erving	341	45	191	577
Gill	321	33	154	508
Greenfield	6,136	683	2,085	8,904
Hawley	37	5	35	77
Heath	90	3	38	131
Leverett	153	13	72	238
Leyden	74	6	46	126
Monroe	50	7	21	78
Montague	2,154	368	1,284	3,806
New Salem	115	15	55	185
Northfield	756	73	195	1,024
Orange	1,490	158	923	2,571
Rowe	68	4	34	106
Shelburne	663	45	232	940
Shutesbury	45	6	41	92
Sunderland	298	20	113	431
Warwick	128	11	54	193
Wendell	57	14	70	141
Whately	238	35	182	455
Totals	16,050	1,810	7,203	25,063

County of Hampden.

Agawam	2,642	384	1,013	4,039
Blandford	206	7	75	288
Brimfield	356	24	148	528
Chester	322	41	208	571
CHICOPEE	12,259	3,782	6,736	22,777
East Longmeadow	1,587	199	420	2,206
Granville	268	15	102	385
Hampden	438	58	118	614
Holland	99	11	32	142
HOLYOKE	16,683	4,463	8,352	29,498
Longmeadow	3,032	237	339	3,608
Ludlow	2,379	533	990	3,902
Monson	1,057	122	598	1,777
Montgomery	56	3	17	76

County of Hampden — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Palmer	2,290	457	1,627	4,374
Russell	384	57	169	610
Southwick	565	65	225	855
SPRINGFIELD	48,606	8,872	16,819	74,297
Tolland	30	—	17	47
Wales	114	24	77	215
West Springfield	6,118	970	1,744	8,832
WESTFIELD	6,013	965	2,462	9,440
Wilbraham	1,329	210	346	1,885
Totals	106,833	21,499	42,634	170,966

County of Hampshire.

Amherst	2,529	477	656	3,662
Belchertown	678	94	289	1,061
Chesterfield	107	9	92	208
Cummington	204	18	67	289
Easthampton	3,057	620	1,721	5,398
Goshen	114	9	40	163
Granby	452	62	165	679
Hadley	671	129	358	1,158
Hatfield	478	101	460	1,039
Huntington	357	39	231	627
Middlefield	63	7	25	95
NORTHAMPTON	7,211	1,444	3,291	11,946
Pelham	155	19	66	240
Plainfield	76	21	16	113
South Hadley	2,692	520	855	4,067
Southampton	427	52	142	621
Ware	1,902	336	1,608	3,846
Westhampton	127	14	48	189
Williamsburg	620	85	313	1,018
Worthington	148	11	74	233
Totals	22,068	4,067	10,517	36,652

County of Middlesex.

Acton	1,199	128	285	1,612
Arlington	16,475	2,631	3,395	22,501
Ashby	393	52	156	601
Ashland	1,075	151	354	1,580
Ayer	1,065	153	415	1,633
Bedford	938	108	224	1,270
Belmont	11,337	1,660	2,128	15,125
Billerica	2,848	546	840	4,234
Boxborough	147	13	25	185
Burlington	741	150	297	1,188
CAMBRIDGE	32,414	7,860	13,227	53,501
Carlisle	281	27	73	381
Chelmsford	2,949	512	891	4,352
Concord	2,884	387	658	3,929
Dracut	2,003	561	972	3,536
Dunstable	147	15	69	231
EVERETT	12,032	3,135	6,109	21,276
Frammingham	7,766	1,458	3,099	12,323
Groton	1,028	129	317	1,474
Holliston	1,216	139	384	1,739
Hopkinton	1,123	161	454	1,738
Hudson	2,328	414	1,210	3,952
Lexington	5,271	517	826	6,614
Lincoln	787	157	141	1,085
Littleton	666	62	206	934
LOWELL	29,032	8,020	11,046	48,098
MALDEN	17,545	3,530	6,835	27,910
MARLBOROUGH	4,425	1,150	2,453	8,028
Maynard	2,161	357	1,080	3,598
MEDFORD	21,172	4,036	7,381	32,589
MELROSE	11,652	1,345	2,019	15,016
Natick	5,206	938	1,752	7,896
NEWTON	30,412	3,849	5,867	40,128
North Reading	1,097	187	349	1,633

County of Middlesex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Pepperell	906	181	420	1,507
Reading	5,038	638	868	6,544
Sherborn	431	37	108	576
Shirley	604	109	322	1,035
SOMERVILLE	30,091	11,194	6,999	48,284
Stoneham	4,353	665	1,234	6,252
Stow	534	35	132	701
Sudbury	862	76	194	1,132
Tewksbury	1,289	332	291	1,912
Townsend	690	99	290	1,079
Tyngsborough	609	113	237	959
Wakefield	6,588	801	1,926	9,315
WALTHAM	11,668	1,830	5,717	19,215
Watertown	12,593	2,275	3,575	18,443
Wayland	1,539	251	431	2,221
Westford	1,107	202	529	1,838
Weston	2,021	233	204	2,458
Wilmington	1,725	335	526	2,586
Winchester	6,308	825	1,250	8,383
WOBURN	6,452	1,431	2,108	9,991
Totals	327,223	66,200	102,898	496,321

County of Nantucket.

Nantucket	733	103	648	1,484
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County of Norfolk.

Avon	764	114	297	1,175
Bellingham	1,045	185	574	1,804
Braintree	7,472	952	1,614	10,038
Brookline	17,260	2,492	8,372	28,124
Canton	2,378	377	789	3,544
Cohasset	1,413	193	401	2,007
Dedham	5,658	990	1,772	8,420
Dover	655	70	107	832
Foxborough	1,875	213	528	2,616
Franklin	1,844	436	1,183	3,463
Holbrook	1,304	168	474	1,946
Medfield	946	114	331	1,391
Medway	1,068	217	467	1,752
Millis	722	126	339	1,187
Milton	9,813	1,169	1,695	12,677
Needham	6,306	578	1,195	8,079
Norfolk	540	62	156	758
Norwood	5,166	916	1,939	8,021
Plainville	594	64	286	944
QUINCY	27,732	4,760	7,462	39,954
Randolph	2,556	439	916	3,911
Sharon	1,673	172	373	2,218
Stoughton	2,651	434	1,105	4,190
Walpole	2,740	383	843	3,966
Wellesley	7,651	912	1,113	9,676
Westwood	1,955	191	385	2,531
Weymouth	9,356	1,228	2,589	13,173
Wrentham	1,043	112	342	1,497
Totals	124,180	18,067	37,647	179,894

County of Plymouth.

Abington	2,194	300	796	3,290
Bridgewater	1,746	283	808	2,837
BROCKTON	19,548	3,849	7,895	31,292
Carver	322	55	162	539
Duxbury	1,159	130	266	1,555
East Bridgewater	1,241	140	460	1,841
Halifax	340	51	114	505

County of Plymouth — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Hanover	1,061	110	272	1,443
Hanson	792	91	288	1,171
Hingham	3,922	460	773	5,155
Hull	1,121	185	526	1,832
Kingston	885	150	405	1,440
Lakeville	545	53	184	782
Marion	700	74	246	1,020
Marshfield	1,202	97	271	1,570
Mattapoisett	732	90	251	1,073
Middleborough	2,710	447	1,096	4,253
Norwell	994	96	201	1,291
Pembroke	807	74	177	1,058
Plymouth	3,661	618	2,068	6,347
Plympton	205	26	58	289
Rochester	314	46	95	455
Rockland	2,583	388	1,109	4,080
Scituate	2,034	220	696	2,950
Wareham	1,829	301	953	3,083
West Bridgewater	1,116	157	353	1,626
Whitman	2,596	416	1,145	4,157
Totals	56,359	8,907	21,668	86,934

County of Suffolk.

BOSTON	212,588	44,334	94,210	351,132
CHELSEA	8,044	2,607	6,977	17,628
REVERE	9,882	2,452	5,144	17,478
WINTROP	6,672	1,129	1,954	9,755
Totals	237,186	50,522	108,285	395,993

County of Worcester.

Ashburnham	727	129	300	1,156
Athol	3,053	379	1,591	5,023
Auburn	2,510	342	1,036	3,888
Barre	861	132	562	1,555
Berlin	423	45	141	609
Blackstone	1,479	200	637	2,316
Bolton	289	27	78	394
Boylston	489	42	160	691
Brookfield	418	64	193	675
Charlton	703	129	357	1,189
Clinton	3,285	793	2,472	6,550
Douglas	817	158	300	1,275
Dudley	1,085	292	927	2,304
East Brookfield	351	51	166	568
FITCHBURG	11,566	3,770	5,832	21,168
GARDNER	4,836	1,003	3,244	9,083
Grafton	1,696	306	1,219	3,221
Hardwick	546	94	401	1,041
Harvard	525	49	87	661
Holden	1,922	226	489	2,637
Hopedale	1,230	115	470	1,815
Hubbardston	332	31	121	484
Lancaster	889	95	295	1,279
Leicester	1,475	304	655	2,434
LEOMINSTER	6,351	1,486	3,340	11,177
Lunenburg	1,004	152	319	1,475
Mendon	482	58	194	734
Millford	3,553	838	3,557	7,948
Millbury	1,904	474	1,340	3,718
Millville	399	92	398	889
New Braintree	95	14	63	172
North Brookfield	892	139	498	1,529
Northborough	1,009	105	291	1,405
Northbridge	3,209	593	1,388	5,190
Oakham	160	24	62	246
Oxford	1,260	274	720	2,254
Paxton	378	32	91	501
Petersham	298	28	91	417

County of Worcester — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Phillipston	153	13	75	241
Princeton	325	25	88	438
Royalston	218	23	113	354
Rutland	520	55	194	769
Shrewsbury	2,977	368	980	4,325
Southborough	815	120	278	1,213
Southbridge	4,157	1,047	3,368	8,572
Spencer	1,688	424	1,369	3,481
Sterling	695	85	221	1,001
Sturbridge	623	120	423	1,166
Sutton	855	152	359	1,366
Templeton	1,164	162	516	1,842
Upton	728	82	419	1,229
Uxbridge	1,721	435	1,175	3,331
Warren	860	131	575	1,566
Webster	3,445	1,019	2,910	7,374
West Boylston	881	104	264	1,249
West Brookfield	491	56	212	759
Westborough	1,791	187	566	2,544
Westminster	620	84	225	929
Winchendon	1,527	237	813	2,577
WORCESTER	56,176	13,446	24,839	94,461
Totals	144,931	31,460	74,067	250,458

Aggregate of Votes.

Counties.	Yes.	No.	Blanks.	Total Ballots.
BARNSTABLE	13,323	1,492	5,214	20,029
BERKSHIRE	33,118	6,695	20,884	60,697
BRISTOL	91,253	28,065	56,356	175,674
DUKES COUNTY	1,555	225	797	2,577
ESSEX	154,420	35,239	62,946	252,605
FRANKLIN	16,050	1,810	7,203	25,063
HAMPDEN	106,833	21,499	42,634	170,966
HAMPSHIRE	22,068	4,067	10,517	36,652
MIDDLESEX	327,223	66,200	102,898	496,321
NANTUCKET	733	103	648	1,484
NORFOLK	124,180	18,067	37,647	179,894
PLYMOUTH	56,359	8,907	21,668	86,934
SUFFOLK	237,186	50,522	108,285	395,993
WORCESTER	144,931	31,460	74,067	250,458
Totals	1,329,232	274,351	551,764	2,155,347

RETURN OF VOTES ON QUESTION NO. 3, BEING A LEGISLATIVE AMENDMENT TO THE CONSTITUTION, SUBMITTED UNDER THE PROVISIONS OF ARTICLE XLVIII OF THE AMENDMENTS TO THE CONSTITUTION TO THE VOTERS OF THE COMMONWEALTH AT THE STATE ELECTION HELD NOVEMBER 2, 1948.

Votes on Question No. 3 (Amendment to the Constitution).

Do you approve of the adoption of an amendment to the constitution summarized below which was approved by the General Court in a joint session of the two branches held June 6, 1946, received 243 votes in the affirmative and 0 in the negative, and in a joint session of the two branches held June 3, 1948, received 231 votes in the affirmative and 9 in the negative?

SUMMARY

This is an amendment of Article XVII of the Amendments to the Constitution. It provides that in case of a failure to elect the secretary, treasurer and receiver general, auditor or attorney general of the Commonwealth, or in case of the death of a person elected to any of such offices between the day of election and the third Wednesday of the following January, such an officer shall be chosen by a joint ballot of the senators and representatives from the people at large, instead of from the two persons who had the highest number of votes at the election as is now required. It also provides that if there is a vacancy in any of such offices during a session of the Legislature the vacancy shall be filled in like manner by choice from the people at large, but if the vacancy occurs at any other time it shall be filled by appointment by the Governor, with the advice and consent of the Council.

County of Barnstable.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Barnstable	2,742	348	1,298	4,388
Bourne	1,070	124	536	1,730
Brewster	318	41	150	509
Chatham	754	85	366	1,205
Dennis	876	69	402	1,347
Eastham	304	25	127	456
Falmouth	1,889	236	1,147	3,272
Harwich	901	104	425	1,430
Mashpee	74	13	108	195
Orleans	636	42	220	898
Provincetown	226	150	1,036	1,412
Sandwich	466	59	262	787
Truro	233	24	117	374
Wellfleet	362	33	259	654
Yarmouth	926	86	360	1,372
Totals	11,777	1,439	6,813	20,029

County of Berkshire.

Adams	2,632	940	2,859	6,431
Alford	58	8	48	114
Becket	191	28	145	364
Cheshire	397	98	331	826
Clarksburg	283	72	276	631
Dalton	1,399	209	755	2,363

County of Berkshire — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Egremont	252	21	114	387
Florida	96	20	80	196
Great Barrington	1,553	212	1,348	3,113
Hancock	89	19	76	184
Hinsdale	280	65	222	567
Lanesborough	508	71	249	828
Lee	993	203	711	1,907
Lenox	816	149	629	1,594
Monterey	123	19	56	198
Mount Washington	19	2	17	38
New Ashford	22	1	24	47
New Marlborough	220	29	172	421
NORTH ADAMS	4,861	1,435	4,174	10,470
Otis	130	14	87	231
Peru	26	6	31	63
PITTSFIELD	11,509	2,285	10,301	24,095
Richmond	187	18	108	313
Sandisfield	107	15	93	215
Savoy	41	17	87	145
Sheffield	512	53	287	852
Stockbridge	543	56	292	891
Tyringham	63	6	39	108
Washington	56	8	37	101
West Stockbridge	249	37	222	508
Williamstown	1,442	192	728	2,362
Windsor	78	12	44	134
Totals	29,735	6,320	24,642	60,697

County of Bristol.

Acushnet	753	312	734	1,799
ATTLEBORO	5,604	1,500	3,654	10,758
Berkley	231	83	211	525
Dartmouth	2,273	587	1,632	4,492
Dighton	723	167	437	1,327
Easton	1,712	245	888	2,845
Fairhaven	2,991	664	1,736	5,391
FALL RIVER	20,621	13,036	20,078	53,735
Freetown	386	87	261	734
Mansfield	1,979	420	1,164	3,563
NEW BEDFORD	24,774	8,785	18,396	51,955
North Attleborough	2,800	614	2,519	5,933
Norton	880	178	500	1,558
Raynham	576	134	430	1,140
Rehoboth	754	173	506	1,433
Seekonk	1,137	208	798	2,143
Somerset	1,531	675	1,128	3,334
Swansea	1,408	512	947	2,867
TAUNTON	7,846	2,789	7,566	18,201
Westport	863	281	797	1,941
Totals	79,842	31,450	64,382	175,674

County of Dukes County.

Chilmark	67	2	46	115
Edgartown	378	31	224	633
Gay Head	18	4	29	51
Gosnold	24	7	11	42
Oak Bluffs	346	76	259	681
Tisbury	497	85	304	886
West Tisbury	105	5	59	169
Totals	1,435	210	932	2,577

County of Essex.

Amesbury	2,434	699	2,109	5,242
Andover	4,012	811	1,633	6,456
BEVERLY	8,240	1,501	3,859	13,600
Boxford	333	38	111	482

County of Essex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Danvers	3,738	669	1,585	5,992
Essex	481	75	275	831
Georgetown	596	131	435	1,162
GLOUCESTER	4,920	1,098	4,104	10,122
Groveland	675	179	341	1,195
Hamilton	854	115	392	1,361
Haverhill	11,276	4,493	6,286	22,055
Ipswich	1,773	392	1,220	3,385
LAWRENCE	17,592	8,769	13,958	40,319
LYNN	28,398	7,218	12,778	48,394
Lynnfield	1,293	157	407	1,857
Manchester	994	123	456	1,573
Marblehead	5,428	601	1,617	7,646
Merrimac	682	205	481	1,368
Methuen	5,555	1,971	4,070	11,596
Middleton	565	68	319	952
Nahant	843	143	346	1,332
Newbury	530	91	312	933
NEWBURYPORT	3,354	911	2,845	7,110
North Andover	2,459	804	1,339	4,602
PEABODY	5,227	1,483	3,862	10,572
Rockport	1,232	159	783	2,174
Rowley	462	54	325	841
SALEM	11,148	3,663	7,127	21,938
Salisbury	634	168	640	1,442
Saugus	4,439	916	1,893	7,248
Swampscott	4,586	652	1,308	6,546
Topsfield	493	59	160	712
Wenham	589	48	187	824
West Newbury	416	83	244	743
Totals	136,251	38,547	77,807	252,605

County of Franklin.

Ashfield	229	13	174	416
Bernardston	277	20	170	467
Buckland	420	47	383	850
Charlemont	246	11	146	403
Colrain	340	55	259	654
Conway	213	23	144	380
Deerfield	754	96	460	1,310
Erving	312	36	229	577
Gill	280	92	136	508
Greenfield	5,486	756	2,662	8,904
Hawley	32	4	41	77
Heath	80	6	45	131
Leverett	130	17	91	238
Leyden	61	6	59	126
Monroe	46	7	25	78
Montague	1,883	385	1,538	3,806
New Salem	97	14	74	185
Northfield	722	61	241	1,024
Orange	1,272	171	1,128	2,571
Rowe	60	8	48	106
Shelburne	588	47	305	940
Shutesbury	42	4	46	92
Sunderland	276	25	130	431
Warwick	99	16	78	193
Wendell	53	15	73	141
Whately	203	41	211	455
Totals	14,191	1,976	8,896	25,063

County of Hampden.

Agawam	2,372	397	1,270	4,039
Blandford	174	11	103	288
Brimfield	289	29	210	528
Chester	269	36	266	571
CHICOPEN	10,571	4,332	7,874	22,777
East Longmeadow	1,468	215	523	2,206
Granville	215	14	156	385

County of Hampden — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Hampden	395	62	157	614
Holland	90	9	43	142
HOLYOKE	13,922	5,719	9,857	29,498
Longmeadow	2,968	174	466	3,608
Ludlow	2,138	569	1,195	3,902
Monson	902	124	751	1,777
Montgomery	42	6	28	76
Palmer	1,957	479	1,938	4,374
Russell	352	53	205	610
Southwick	519	57	279	855
SPRINGFIELD	45,065	8,779	20,453	74,297
Tolland	25	1	21	47
Wales	99	20	96	215
West Springfield	5,605	996	2,231	8,832
WESTFIELD	5,415	1,015	3,010	9,440
Wilbraham	1,277	211	397	1,885
Totals	96,129	23,308	51,529	170,966

County of Hampshire.

Amherst	2,495	355	812	3,662
Belchertown	568	107	386	1,061
Chesterfield	91	10	107	208
Cummington	179	13	97	289
Easthampton	2,844	596	1,958	5,398
Goshen	108	9	46	163
Granby	389	85	205	679
Hadley	623	122	413	1,158
Hatfield	407	112	520	1,039
Huntington	307	42	278	627
Middlefield	42	7	46	95
NORTHAMPTON	6,766	1,248	3,932	11,946
Pelham	139	10	91	240
Plainfield	66	5	42	113
South Hadley	2,414	578	1,075	4,067
Southampton	398	48	175	621
Ware	1,613	353	1,880	3,846
Westhampton	123	7	59	189
Williamsburg	575	72	371	1,018
Worthington	127	22	84	233
Totals	20,274	3,801	12,577	36,652

County of Middlesex.

Acton	1,085	140	387	1,612
Arlington	15,343	2,742	4,416	22,501
Ashby	369	36	196	601
Ashland	918	189	473	1,580
Ayer	920	153	560	1,633
Bedford	850	106	314	1,270
Belmont	10,841	1,544	2,740	15,125
Billerica	2,481	610	1,143	4,234
Boxborough	115	20	50	185
Burlington	629	159	400	1,188
CAMBRIDGE	30,623	7,392	15,486	53,501
Carlisle	262	22	97	381
Chelmsford	2,616	549	1,187	4,352
Concord	2,747	344	838	3,929
Dracut	1,718	629	1,189	3,536
Dunstable	122	16	93	231
EVERETT	10,878	3,387	7,011	21,276
Framingham	7,148	1,439	3,736	12,323
Groton	906	145	423	1,474
Holliston	1,062	177	500	1,739
Hopkinton	967	195	576	1,738
Hudson	2,021	442	1,489	3,952
Lexington	4,960	503	1,151	6,614
Lincoln	787	86	212	1,085
Littleton	600	53	281	934
LOWELL	25,641	9,220	13,237	48,098
MALDEN	15,916	3,686	8,308	27,910

County of Middlesex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
MARLBOROUGH	3,869	1,267	2,892	8,028
Maynard	1,862	408	1,328	3,598
MEDFORD	19,301	4,222	9,066	32,589
MELROSE	11,018	1,364	2,634	15,016
Natick	4,724	983	2,189	7,896
NEWTON	28,916	3,566	7,646	40,128
North Reading	976	200	457	1,633
Pepperell	802	188	517	1,507
Reading	4,733	619	1,192	6,544
Sherborn	387	47	142	576
Shirley	530	113	392	1,035
SOMERVILLE	27,228	7,880	13,176	48,284
Stoneham	4,015	696	1,541	6,252
Stow	469	57	175	701
Sudbury	788	89	255	1,132
Tewksbury	1,137	263	512	1,912
Townsend	631	81	367	1,079
Tyngsborough	523	125	311	959
Wakefield	6,005	830	2,480	9,315
WALTHAM	10,406	2,049	6,760	19,215
Watertown	11,724	2,351	4,368	18,443
Wayland	1,398	230	593	2,221
Westford	969	216	653	1,838
Weston	2,032	138	288	2,458
Wilmington	1,530	337	719	2,586
Winchester	6,068	735	1,580	8,383
WOBURN	5,813	1,480	2,698	9,991
Totals	300,379	64,518	131,424	496,321

County of Nantucket.

Nantucket	691	78	715	1,484
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County of Norfolk.

Avon	664	120	391	1,175
Bellingham	936	221	647	1,804
Braintree	6,736	1,125	2,177	10,038
Brookline	16,381	2,287	9,456	28,124
Canton	2,111	421	1,012	3,544
Cohasset	1,294	205	508	2,007
Dedham	5,109	988	2,323	8,420
Dover	641	40	151	832
Foxborough	1,666	240	710	2,616
Franklin	1,651	428	1,384	3,463
Holbrook	1,115	210	621	1,946
Medfield	871	130	390	1,391
Medway	960	228	564	1,752
Millis	637	123	427	1,187
Milton	9,198	1,219	2,260	12,677
Needham	5,906	567	1,606	8,079
Norfolk	470	91	197	758
Norwood	4,635	1,029	2,357	8,021
Plainville	526	66	352	944
QUINCY	25,216	5,209	9,529	39,954
Randolph	2,256	472	1,183	3,911
Sharon	1,564	189	465	2,218
Stoughton	2,330	482	1,378	4,190
Walpole	2,481	386	1,099	3,966
Wellesley	7,519	711	1,446	9,676
Westwood	1,792	215	524	2,531
Weymouth	8,175	1,420	3,578	13,173
Wrentham	936	140	421	1,497
Totals	113,776	18,962	47,156	179,894

County of Plymouth.

Abington	1,939	293	1,058	3,290
Bridgewater	1,819	254	964	2,837
BROCKTON	17,678	3,877	9,737	31,292
Carver	282	57	200	539
Duxbury	1,086	92	377	1,555

County of Plymouth — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
East Bridgewater	1,054	190	597	1,841
Halifax	307	47	151	505
Hanover	941	101	401	1,443
Hanson	681	90	400	1,171
Hingham	3,730	428	997	5,155
Hull	997	213	622	1,832
Kingston	818	138	434	1,440
Lakeville	463	73	246	782
Marion	650	73	297	1,020
Marshfield	1,084	118	368	1,570
Mattapoisett	658	91	324	1,073
Middleborough	2,506	393	1,354	4,253
Norwell	922	95	274	1,291
Pembroke	736	85	237	1,058
Plymouth	3,290	580	2,477	6,347
Plympton	167	34	88	289
Rochester	279	43	133	455
Rockland	2,210	447	1,423	4,080
Scituate	1,855	220	875	2,950
Wareham	1,618	319	1,146	3,083
West Bridgewater	985	160	481	1,626
Whitman	2,270	403	1,484	4,157
Totals	50,825	8,914	27,195	86,934

County of Suffolk.

BOSTON	197,178	48,052	105,902	351,132
CHELSEA	7,187	2,631	7,810	17,628
REVERE	8,391	2,836	6,251	17,478
WINTHROP	6,097	1,156	2,502	9,755
Totals	218,853	54,675	122,465	395,993

County of Worcester.

Ashburnham	871	90	395	1,156
Athol	2,722	360	1,941	5,023
Auburn	2,255	357	1,276	3,888
Barre	755	155	645	1,555
Berlin	374	53	182	609
Blackstone	1,446	180	690	2,316
Bolton	257	28	109	394
Boylston	427	54	210	691
Brookfield	397	33	245	675
Charlton	627	119	443	1,189
Clinton	2,860	908	2,732	6,550
Douglas	756	163	356	1,275
Dudley	996	277	1,031	2,304
East Brookfield	320	56	192	568
FITCHBURG	10,714	3,494	6,960	21,168
GARDNER	4,322	1,014	3,747	9,083
Grafton	1,532	305	1,384	3,221
Hardwick	488	98	455	1,041
Harvard	484	51	126	661
Holden	1,783	209	645	2,637
Hopedale	1,105	138	572	1,815
Hubbardston	295	25	164	484
Lancaster	810	100	369	1,279
Leicester	1,353	296	785	2,434
LEOMINSTER	5,743	1,463	3,971	11,177
Lunenburg	890	147	438	1,475
Mendon	417	56	261	734
Milford	3,012	867	4,069	7,948
Millbury	1,682	496	1,540	3,718
Millville	379	78	432	889
New Braintree	80	15	77	172
North Brookfield	786	136	607	1,529
Northborough	917	98	390	1,405
Northbridge	2,999	644	1,547	5,190
Oakham	129	13	104	246
Oxford	1,144	261	849	2,254
Paxton	348	28	125	501
Petersham	282	24	111	417

County of Worcester — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Phillipston	124	13	104	241
Princeton	296	26	116	438
Royalston	185	32	137	354
Rutland	484	52	233	769
Shrewsbury	2,727	376	1,222	4,325
Southborough	740	129	344	1,213
Southbridge	3,766	1,004	3,802	8,572
Spencer	1,437	412	1,632	3,481
Sterling	638	86	277	1,001
Sturbridge	550	126	490	1,166
Sutton	752	164	450	1,366
Templeton	1,019	194	629	1,842
Upton	640	85	504	1,229
Uxbridge	1,543	472	1,316	3,331
Warren	769	129	668	1,566
Webster	3,146	1,005	3,223	7,374
West Boylston	826	79	344	1,249
West Brookfield	445	50	264	759
Westborough	1,654	175	715	2,544
Westminster	543	97	289	929
Winchendon	1,376	242	959	2,577
WORCESTER	52,728	12,773	28,955	94,461
Totals	132,945	30,615	86,898	250,458

Aggregate of Votes.

Counties.	Yes.	No.	Blanks.	Total Ballots.
BARNSTABLE	11,777	1,439	6,813	20,029
BERKSHIRE	29,735	6,320	24,642	60,697
BRISTOL	79,842	31,450	64,382	175,674
DUKES COUNTY	1,435	210	932	2,577
ESSEX	136,251	38,547	77,807	252,605
FRANKLIN	14,191	1,976	8,896	25,063
HAMPDEN	96,129	23,308	51,529	170,966
HAMPSHIRE	20,274	3,801	12,577	36,652
MIDDLESEX	300,379	64,518	131,424	496,321
NANTUCKET	691	78	715	1,484
NORFOLK	113,776	18,062	47,156	179,894
PLYMOUTH	50,825	8,914	27,195	86,934
SUFFOLK	218,853	54,675	122,465	395,993
WORCESTER	132,945	30,615	86,898	250,458
Totals	1,207,103	284,813	663,431	2,155,347

RETURN OF VOTES ON QUESTION NO. 4, BEING AN INITIATIVE PETITION
SUBMITTED UNDER THE PROVISIONS OF ARTICLE XLVIII OF THE AMEND-
MENTS TO THE CONSTITUTION TO THE VOTERS OF THE COMMONWEALTH
AT THE STATE ELECTION HELD NOVEMBER 2, 1948.

Votes on Question No. 4 (Initiative Petition).

Do you approve of a law summarized below which was disapproved in the House of Representatives by a vote of 84 in the affirmative and 130 in the negative and in the Senate by a vote of 15 in the affirmative and 22 in the negative?

SUMMARY

This measure by amending General Laws (Ter. Ed.), Chapter 272, Section 21 provides that the provisions of Sections 20 and 21 of said Chapter 272 which make it an offense to advertise or give information as to the procurement of means for the prevention of pregnancy or conception shall not apply to treatment or prescription given to married women by registered physicians for protection of life or health.

County of Barnstable.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Barnstable	2,331	1,431	626	4,388
Bourne	917	536	277	1,730
Brewster	311	116	82	509
Chatham	746	268	191	1,205
Dennis	742	367	238	1,347
Eastham	274	107	75	456
Falmouth	1,559	1,164	549	3,272
Harwich	794	378	258	1,430
Mashpee	65	56	74	195
Orleans	596	178	124	898
Provincetown	517	692	203	1,412
Sandwich	380	291	116	787
Truro	187	123	64	374
Wellfleet	316	184	154	654
Yarmouth	850	347	175	1,372
Totals	10,585	6,238	3,206	20,029

County of Berkshire.

Adams	1,574	3,858	999	6,431
Alford	58	24	32	114
Becket	189	90	85	364
Cheshire	336	353	137	826
Clarksburg	243	293	95	631
Dalton	1,193	900	270	2,363
Egremont	253	53	81	387
Florida	91	65	40	196
Great Barrington	1,357	1,048	708	3,113
Hancock	89	52	43	184
Hinsdale	246	215	106	567
Lanesborough	482	240	106	828
Lee	683	948	276	1,907
Lenox	662	677	255	1,594
Monterey	125	31	42	198
Mount Washington	19	9	10	38
New Ashford	25	12	10	47
New Marlborough	209	85	127	421
NORTH ADAMS	2,957	6,077	1,436	10,470
Otis	137	38	56	231
Peru	29	16	18	63

County of Berkshire — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
PITTSFIELD	9,387	9,588	5,120	24,095
Richmond	205	60	48	313
Sandisfield	104	35	76	215
Savoy	46	45	54	145
Sheffield	463	177	212	852
Stockbridge	459	289	143	891
Tyringham	71	18	19	108
Washington	49	29	23	101
West Stockbridge	207	200	101	508
Williamstown	1,278	773	311	2,362
Windsor	67	34	33	134
Totals	23,293	26,332	11,072	60,697

County of Bristol.

Acushnet	562	976	261	1,799
ATTLEBORO	4,320	4,992	1,446	10,758
Berkley	247	186	92	525
Dartmouth	2,119	1,596	777	4,492
Dighton	536	600	191	1,327
Easton	1,366	1,145	334	2,845
Fairhaven	2,423	2,230	738	5,391
FALL RIVER	11,649	34,894	7,192	53,735
Freetown	415	182	137	734
Mansfield	1,559	1,502	502	3,563
NEW BEDFORD	16,821	28,199	6,935	51,955
North Attleborough	1,975	2,987	971	5,933
Norton	735	606	217	1,558
Raynham	495	456	189	1,140
Rehoboth	626	495	312	1,433
Seekonk	888	685	570	2,143
Somerset	1,098	1,781	455	3,334
Swansea	1,063	1,388	416	2,867
TAUNTON	5,009	10,528	2,664	18,201
Westport	729	811	401	1,941
Totals	54,635	96,239	24,800	175,674

County of Dukes County.

Chilmark	77	14	24	115
Edgartown	369	150	114	633
Gay Head	21	9	21	51
Gosnold	24	9	9	42
Oak Bluffs	331	217	133	681
Tisbury	474	272	140	886
West Tisbury	131	24	14	169
Totals	1,427	695	455	2,577

County of Essex.

Amesbury	1,780	2,752	710	5,242
Andover	3,494	2,279	683	6,456
BEVERLY	6,679	5,415	1,506	13,600
Boxford	316	116	50	482
Danvers	2,564	2,805	623	5,992
Essex	398	279	154	831
Georgetown	548	388	226	1,162
GLOUCESTER	4,101	4,044	1,977	10,122
Groveland	567	503	125	1,195
Hamilton	785	443	133	1,361
HAVERHILL	7,176	12,348	2,531	22,055
Ipswich	1,418	1,462	505	3,385
LAWRENCE	9,489	25,033	5,797	40,319
LYNN	17,562	24,743	6,089	48,394
Lynnfield	1,193	489	175	1,857
Manchester	827	565	181	1,573

County of Essex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Marblehead	4,797	2,192	657	7,646
Merrimac	608	520	240	1,368
Methuen	4,723	5,166	1,707	11,596
Middleton	443	344	165	952
Nahant	570	635	127	1,332
Newbury	519	265	149	933
NEWBURYPORT	2,581	3,221	1,308	7,110
North Andover	2,069	2,073	460	4,602
PEABODY	3,228	5,831	1,513	10,572
Rockport	1,171	620	383	2,174
Rowley	441	239	161	841
SALEM	5,253	14,368	2,317	21,938
Salisbury	705	412	325	1,442
Saugus	3,600	2,800	848	7,248
Swampscott	3,602	2,467	477	6,546
Topsfield	465	177	70	712
Wenham	600	167	57	824
West Newbury	429	201	113	743
Totals	94,701	125,362	32,542	252,605

County of Franklin.

Ashfield	294	53	69	416
Bernardston	293	93	81	467
Buckland	467	239	144	850
Charlemont	234	89	80	403
Colrain	301	255	98	654
Conway	216	78	86	380
Deerfield	650	444	216	1,310
Erving	284	198	95	577
Gill	343	94	71	508
Greenfield	5,056	3,094	754	8,904
Hawley	41	15	21	77
Heath	81	29	21	131
Leverett	116	69	53	238
Leyden	70	20	36	126
Monroe	41	22	15	78
Montague	1,405	1,865	536	3,806
New Salem	109	38	38	185
Northfield	615	305	104	1,024
Orange	1,237	799	535	2,571
Rowe	53	20	33	106
Shelburne	646	186	108	940
Shutesbury	40	16	36	92
Sunderland	269	98	64	431
Warwick	105	44	44	193
Wendell	49	36	56	141
Whately	198	140	117	455
Totals	13,213	8,339	3,511	25,063

County of Hampden.

Agawam	1,996	1,509	534	4,039
Blandford	176	58	54	288
Brimfield	293	136	99	528
Chester	291	173	107	571
CHICOPEE	5,995	13,575	3,207	22,777
East Longmeadow	1,341	648	217	2,206
Granville	237	50	98	385
Hampden	368	177	69	614
Holland	64	44	34	142
HOLYOKE	8,529	17,606	3,363	29,498
Longmeadow	2,764	711	133	3,608
Ludlow	1,366	2,113	423	3,902
Monson	710	690	377	1,777
Montgomery	39	21	16	76
Palmer	1,203	2,284	887	4,374
Russell	336	199	75	610
Southwick	499	212	144	855

County of Hampden — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
SPRINGFIELD	34,044	31,927	8,326	74,297
Tolland	26	10	11	47
Wales	92	69	54	215
West Springfield	4,426	3,520	886	8,832
WESTFIELD	4,049	4,115	1,276	9,440
Wilbraham	1,087	630	168	1,885
Totals	69,931	80,477	20,558	170,966

County of Hampshire.

Amherst	2,340	998	324	3,662
Belchertown	535	360	166	1,061
Chesterfield	113	24	71	208
Cummington	223	24	37	289
Easthampton	1,950	2,671	777	5,398
Goshen	114	21	28	163
Granby	305	288	86	679
Hadley	414	567	177	1,158
Hatfield	315	460	264	1,039
Huntington	208	286	133	627
Middlefield	56	21	18	95
NORTHAMPTON	5,164	5,375	1,407	11,946
Pelham	167	33	40	240
Plainfield	64	16	33	113
South Hadley	1,895	1,765	407	4,067
Southampton	329	201	91	621
Ware	937	2,038	871	3,846
Westhampton	137	32	20	189
Williamsburg	546	287	185	1,018
Worthington	150	38	45	233
Totals	15,967	15,505	5,180	36,652

County of Middlesex.

Acton	882	515	215	1,612
Arlington	8,993	12,182	1,326	22,501
Ashby	366	123	112	601
Ashland	711	667	202	1,580
Ayer	657	733	243	1,633
Bedford	674	494	102	1,270
Belmont	7,170	7,049	906	15,125
Billerica	1,581	2,248	405	4,234
Boxborough	118	48	19	185
Burlington	494	550	144	1,188
CAMBRIDGE	17,693	30,681	5,127	53,501
Carlisle	255	80	46	381
Chelmsford	1,870	1,977	505	4,352
Concord	2,182	1,428	319	3,929
Dracut	865	2,178	493	3,536
Dunstable	111	59	61	231
EVERETT	6,377	11,999	2,900	21,276
Framingham	4,369	6,441	1,513	12,323
Groton	723	533	218	1,474
Holliston	867	668	204	1,739
Hopkinton	642	856	240	1,738
Hudson	1,326	2,081	545	3,952
Lexington	3,958	2,205	451	6,614
Lincoln	750	264	71	1,085
Littleton	472	342	120	934
LOWELL	9,556	33,771	4,771	48,098
MALDEN	11,147	13,451	3,312	27,910
MARLBOROUGH	1,946	5,211	871	8,028
Maynard	1,328	1,789	481	3,598
MEDFORD	10,640	18,711	3,238	32,589
MELROSE	8,948	5,025	1,043	15,016
Natick	3,363	3,760	773	7,896
NEWTON	21,715	15,929	2,484	40,128
North Reading	784	635	214	1,633
Pepperell	639	605	263	1,507
Reading	3,809	2,268	467	6,544
Sherborn	369	157	50	576

RETURN OF VOTES, ETC.

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County of Middlesex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Shirley	368	499	168	1,035
SOMERVILLE	13,171	30,407	4,706	48,284
Stoneham	2,888	2,844	520	6,252
Stow	401	197	103	701
Sudbury	715	310	107	1,132
Tewksbury	788	912	212	1,912
Townsend	565	309	205	1,079
Tyngsborough	316	466	177	959
Wakefield	4,516	3,830	969	9,315
WALTHAM	6,758	9,607	2,850	19,215
Watertown	6,656	10,174	1,613	18,443
Wayland	1,196	799	226	2,221
Westford	647	915	276	1,838
Weston	1,667	677	114	2,458
Wilmington	1,095	1,211	280	2,586
Winchester	4,593	3,290	500	8,383
WOBURN	2,894	6,101	996	9,991
Totals	187,584	260,261	48,476	496,321

County of Nantucket.

Nantucket	641	480	363	1,484
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County of Norfolk.

Avon	420	586	169	1,175
Bellingham	391	1,118	295	1,804
Braintree	5,058	4,144	836	10,038
Brookline	15,120	8,452	4,552	28,124
Canton	1,339	1,779	426	3,544
Cohasset	1,044	752	211	2,007
Dedham	3,674	3,942	804	8,420
Dover	572	199	61	832
Foxborough	1,366	930	320	2,616
Franklin	1,047	1,809	607	3,463
Holbrook	863	787	296	1,946
Medfield	735	492	164	1,391
Medway	697	841	214	1,752
Millis	490	513	184	1,187
Milton	5,509	6,553	615	12,677
Needham	5,292	2,180	607	8,079
Norfolk	396	271	91	758
Norwood	2,787	4,626	608	8,021
Plainville	460	302	182	944
QUINCY	16,637	19,750	3,567	39,954
Randolph	1,481	2,057	373	3,911
Sharon	1,365	629	224	2,218
Stoughton	1,727	1,940	523	4,190
Walpole	1,809	1,734	423	3,966
Wellesley	6,291	2,870	515	9,676
Westwood	1,507	856	168	2,531
Weymouth	6,015	5,841	1,317	13,173
Wrentham	802	447	248	1,497
Totals	84,894	76,400	18,600	179,894

County of Plymouth.

Abington	1,527	1,318	445	3,290
Bridgewater	1,317	1,091	429	2,837
BROCKTON	11,319	16,522	3,451	31,292
Carver	295	139	105	539
Duxbury	1,017	351	187	1,555
East Bridgewater	1,022	613	206	1,841
Halifax	256	167	82	505
Hanover	828	416	199	1,443
Hanson	541	416	214	1,171
Hingham	2,914	1,827	414	5,155

County of Plymouth — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Hull	632	952	248	1,832
Kingston	650	552	238	1,440
Lakeville	450	213	119	782
Marion	656	209	155	1,020
Marshfield	945	419	206	1,570
Mattapoisett	597	333	143	1,073
Middleborough	2,198	1,462	593	4,253
Norwell	810	343	138	1,291
Pembroke	640	297	121	1,058
Plymouth	2,548	2,703	1,096	6,347
Plympton	177	75	37	289
Rochester	243	152	60	455
Rockland	1,393	2,183	504	4,080
Scituate	1,549	1,047	354	2,950
Wareham	1,443	1,044	596	3,083
West Bridgewater	823	572	231	1,626
Whitman	1,643	1,993	521	4,157
Totals	38,433	37,409	11,092	86,934

County of Suffolk.

BOSTON	103,463	207,183	40,486	351,132
CHELSEA	5,576	8,556	3,496	17,628
REVERE	5,278	9,736	2,464	17,478
Winthrop	4,079	4,880	796	9,755
Totals	118,396	230,355	47,242	395,993

County of Worcester.

Ashburnham	545	425	186	1,156
Athol	2,222	2,068	733	5,023
Auburn	2,006	1,336	546	3,888
Barre	607	626	322	1,555
Berlin	330	174	105	609
Blackstone	327	1,564	425	2,316
Bolton	236	101	57	394
Boylston	452	150	89	691
Brookfield	356	173	146	675
Charlton	553	417	219	1,189
Clinton	1,527	3,915	1,108	6,550
Douglas	464	668	143	1,275
Dudley	618	1,229	457	2,304
East Brookfield	220	255	93	568
FITCHBURG	6,619	12,055	2,494	21,168
GARDNER	2,935	4,785	1,363	9,083
Grafton	1,244	1,484	493	3,221
Hardwick	372	447	222	1,041
Harvard	425	172	64	661
Holden	1,743	594	300	2,637
Hopedale	868	655	292	1,815
Hubbardston	324	88	72	484
Lancaster	693	364	202	1,279
Leicester	938	1,213	283	2,434
LEOMINSTER	3,510	6,068	1,599	11,177
Lunenburg	841	420	214	1,475
Mendon	358	249	127	734
Milford	1,546	4,596	1,806	7,948
Millbury	1,354	1,819	545	3,718
Millville	146	563	180	889
New Braintree	77	62	33	172
North Brookfield	557	742	230	1,529
Northborough	719	498	188	1,405
Northbridge	1,875	2,601	714	5,190
Oakham	120	68	58	246
Oxford	948	931	375	2,254
Paxton	311	123	62	501
Petersham	282	83	52	417
Phillipston	120	70	51	241
Princeton	288	97	53	438
Royalston	186	85	83	354
Rutland	436	236	97	769

County of Worcester — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Shrewsbury	2,375	1,484	466	4,325
Southborough	591	476	146	1,213
Southbridge	1,994	5,226	1,352	8,572
Spencer	1,041	1,856	584	3,481
Sterling	614	232	155	1,001
Sturbridge	428	520	218	1,166
Sutton	579	572	215	1,366
Templeton	730	817	295	1,842
Upton	546	453	230	1,229
Uxbridge	990	1,844	497	3,331
Warren	546	651	369	1,566
Webster	1,667	4,515	1,192	7,374
West Boylston	745	341	163	1,249
West Brookfield	409	206	144	759
Westborough	1,295	880	369	2,544
Westminster	571	227	131	929
Winchendon	981	1,133	463	2,577
WORCESTER	36,729	45,531	12,201	94,461
Totals	93,129	121,258	36,071	250,458

Aggregate of Votes.

Counties.	Yes.	No.	Blanks.	Total Ballots.
BARNSTABLE	10,585	6,238	3,206	20,029
BERKSHIRE	23,293	26,332	11,072	60,697
BRISTOL	54,635	96,239	24,800	175,674
DUKES COUNTY	1,427	695	455	2,577
ESSEX	94,701	125,362	32,542	252,605
FRANKLIN	13,213	8,339	3,511	25,063
HAMPDEN	69,931	80,477	20,558	170,966
HAMPSHIRE	15,967	15,505	5,180	36,652
MIDDLESEX	187,584	260,261	48,476	496,321
NANTUCKET	641	480	363	1,484
NORFOLK	84,894	76,400	18,600	179,894
PLYMOUTH	38,433	37,409	11,092	86,934
SUFFOLK	118,396	230,355	47,242	395,993
WORCESTER	93,129	121,258	36,071	250,458
Totals	806,829	1,085,350	263,168	2,155,347

RETURN OF VOTES ON QUESTION NO. 5, BEING AN INITIATIVE PETITION,
SUBMITTED UNDER THE PROVISIONS OF ARTICLE XLVIII OF THE AMEND-
MENTS TO THE CONSTITUTION TO THE VOTERS OF THE COMMONWEALTH
AT THE STATE ELECTION HELD NOVEMBER 2, 1948.

Votes on Question No. 5 (Initiative Petition).

Do you approve of a law summarized below which was disapproved in the House of Representatives by a vote of 5 in the affirmative and 203 in the negative and in the Senate by a vote of 0 in the affirmative and 36 in the negative?

SUMMARY

This measure prohibits the denial of the opportunity to obtain or retain employment because of membership or non-membership in a labor organization and prohibits agreements which exclude any person from employment because of membership or non-membership in a labor organization. Violation of the provisions of the measure is made an offense punishable by fine or imprisonment or both.

County of Barnstable.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Barnstable	1,721	1,472	1,195	4,388
Bourne	700	547	483	1,730
Brewster	225	167	117	509
Chatham	514	353	338	1,205
Dennis	568	415	364	1,347
Eastham	193	153	110	456
Falmouth	1,093	1,135	1,044	3,272
Harwich	656	404	370	1,430
Mashpee	41	47	107	195
Orleans	427	279	192	898
Provincetown	389	540	483	1,412
Sandwich	302	253	232	787
Truro	159	132	83	374
Wellfleet	258	180	216	654
Yarmouth	636	407	329	1,372
Totals	7,882	6,484	5,663	20,029

County of Berkshire.

Adams	1,144	4,164	1,123	6,431
Alford	57	21	36	114
Becket	103	176	85	364
Cheshire	222	438	166	826
Clarksburg	123	388	120	631
Dalton	729	1,177	457	2,363
Egremont	162	118	107	387
Florida	64	73	59	196
Great Barrington	813	1,097	1,203	3,113
Hancock	55	63	66	184
Hinsdale	139	308	120	567
Lanesborough	284	414	130	828
Lee	464	923	520	1,907
Lenox	466	758	370	1,594
Monterey	76	76	46	198
Mount Washington	11	12	15	38
New Ashford	16	16	15	47
New Marlborough	131	126	164	421
NORTH ADAMS	1,925	6,386	2,259	10,470
Otis	85	65	81	231
Peru	8	28	29	63

County of Berkshire — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
PITTSFIELD	6,071	12,353	5,671	24,095
Richmond	121	113	79	313
Sandisfield	69	54	92	215
Savoy	28	53	64	145
Sheffield	292	263	297	852
Stockbridge	295	245	351	891
Tyringham	39	40	29	108
Washington	32	39	30	101
West Stockbridge	122	261	125	508
Williamstown	680	1,143	539	2,362
Windsor	40	54	40	134
Totals	14,866	31,343	14,488	60,697

County of Bristol.

Acushnet	416	994	389	1,799
ATTLEBORO	2,927	5,699	2,132	10,758
Berkley	138	275	112	525
Dartmouth	1,470	2,105	917	4,492
Dighton	393	663	271	1,327
Easton	939	1,328	578	2,845
Fairhaven	1,877	2,459	1,055	5,391
FALL RIVER	9,034	35,201	9,500	53,735
Freetown	304	245	185	734
Mansfield	1,116	1,854	593	3,563
NEW BEDFORD	11,665	31,797	8,493	51,955
North Attleborough	1,383	2,703	1,847	5,933
Norton	524	746	288	1,558
Raynham	402	559	179	1,140
Rehoboth	432	573	428	1,433
Seekonk	658	715	770	2,143
Somerset	817	1,936	581	3,334
Swansea	876	1,428	563	2,867
TAUNTON	3,407	11,774	3,020	18,201
Westport	590	890	461	1,941
Totals	39,368	103,944	32,362	175,674

County of Dukes County.

Chilmark	42	34	39	115
Edgartown	245	169	219	633
Gay Head	11	14	26	51
Gosnold	24	11	7	42
Oak Bluffs	260	195	226	681
Tisbury	307	301	278	886
West Tisbury	79	45	45	169
Totals	968	769	840	2,577

County of Essex.

Amesbury	1,001	2,897	1,344	5,242
Andover	2,076	3,646	734	6,456
BEVERLY	3,962	7,488	2,150	13,600
Boxford	229	174	79	482
Danvers	1,763	3,289	940	5,992
Essex	264	358	209	831
Georgetown	305	544	313	1,162
GLOUCESTER	2,259	5,394	2,469	10,122
Groveland	290	703	202	1,195
Hamilton	476	612	273	1,361
HAVERHILL	3,983	14,832	3,240	22,055
Ipswich	833	1,767	785	3,385
LAWRENCE	4,725	31,093	4,501	40,319
LYNN	9,256	33,908	5,230	48,394
Lynnfield	851	739	267	1,857
Manchester	549	677	347	1,573

County of Essex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Marblehead	3,382	3,265	999	7,646
Merrimac	353	682	333	1,368
Methuen	2,274	7,890	1,432	11,596
Middleton	265	492	195	952
Nahant	373	745	214	1,332
Newbury	344	343	246	933
NEWBURYPORT	1,704	3,421	1,985	7,110
North Andover	936	3,205	461	4,602
PEABODY	1,826	6,859	1,887	10,572
Rockport	552	1,066	558	2,174
Rowley	269	356	216	841
SALEM	3,363	15,635	2,940	21,938
Salisbury	366	603	473	1,442
Saugus	1,859	4,369	1,020	7,248
Swampscott	2,573	3,063	910	6,546
Topsfield	322	302	88	712
Wenham	375	331	118	824
West Newbury	275	282	186	743
Totals	54,233	161,030	37,342	252,605

County of Franklin.

Ashfield	163	105	148	416
Bernardston	162	163	142	467
Buckland	242	318	290	850
Charlemont	153	128	122	403
Colrain	212	284	158	654
Conway	155	113	111	380
Deerfield	400	506	404	1,310
Erving	174	196	207	577
Gill	171	195	142	508
Greenfield	2,526	4,652	1,726	8,904
Hawley	17	20	40	77
Heath	43	43	45	131
Leverett	59	91	88	238
Leyden	35	41	50	126
Monroe	26	30	22	78
Montague	801	2,033	972	3,806
New Salem	69	54	62	185
Northfield	467	339	218	1,024
Orange	706	790	1,075	2,571
Rowe	30	29	47	106
Shelburne	334	344	262	940
Shutesbury	22	22	48	92
Sunderland	140	174	117	431
Warwick	58	58	77	193
Wendell	32	36	73	141
Whately	122	130	203	455
Totals	7,320	10,894	6,849	25,063

County of Hampden.

Agawam	1,081	2,201	757	4,039
Blandford	103	98	87	288
Brimfield	179	198	151	528
Chester	113	235	223	571
CHICOPEE	3,093	16,073	3,611	22,777
East Longmeadow	784	1,057	365	2,206
Granville	146	102	137	385
Hampden	207	274	133	614
Holland	52	54	36	142
HOLYOKE	5,381	18,960	5,157	29,498
Longmeadow	2,065	1,178	365	3,608
Ludlow	667	2,727	508	3,902
Monson	471	706	600	1,777
Montgomery	29	24	23	76
Palmer	843	2,395	1,136	4,374
Russell	140	328	142	610
Southwick	271	333	251	855
SPRINGFIELD	17,432	45,588	11,277	74,297

County of Hampden — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Tolland	13	14	20	47
Wales	53	95	67	215
West Springfield	2,440	5,101	1,291	8,832
WESTFIELD	2,187	5,392	1,861	9,440
Wilbraham	655	957	273	1,885
Totals	38,405	104,090	28,471	170,966

County of Hampshire.

Amherst	2,340	998	324	3,662
Belchertown	349	418	294	1,061
Chesterfield	59	54	95	208
Cummington	109	103	77	289
Easthampton	1,028	3,437	933	5,398
Goshen	68	52	43	163
Granby	206	348	125	679
Hadley	309	532	317	1,158
Hatfield	215	370	454	1,039
Huntington	170	228	229	627
Middlefield	33	28	34	95
NORTHAMPTON	2,803	6,878	2,265	11,946
Pelham	84	79	77	240
Plainfield	40	29	44	113
South Hadley	1,171	2,307	589	4,067
Southampton	218	260	143	621
Ware	750	1,571	1,525	3,846
Westhampton	81	64	44	189
Williamsburg	324	402	292	1,018
Worthington	106	53	74	233
Totals	10,463	18,211	7,978	36,652

County of Middlesex.

Acton	659	709	244	1,612
Arlington	6,357	13,734	2,410	22,501
Ashby	208	250	143	601
Ashland	432	843	305	1,580
Ayer	396	793	444	1,633
Bedford	456	598	216	1,270
Belmont	5,527	7,998	1,600	15,125
Billerica	979	2,643	612	4,234
Boxborough	81	75	29	185
Burlington	264	694	230	1,188
CAMBRIDGE	10,110	36,556	6,835	53,501
Carlisle	180	141	60	381
Chelmsford	1,196	2,406	750	4,352
Concord	1,458	1,938	533	3,929
Dracut	565	2,179	792	3,536
Dunstable	57	95	79	231
EVERETT	3,566	14,384	3,326	21,276
Frammingham	2,734	7,360	2,229	12,323
Groton	496	661	317	1,474
Holliston	646	738	355	1,739
Hopkinton	477	851	410	1,738
Hudson	813	2,356	783	3,952
Lexington	2,579	3,228	807	6,614
Lincoln	455	496	134	1,085
Littleton	313	403	218	934
LOWELL	7,279	33,427	7,392	48,098
MALDEN	6,335	17,273	4,302	27,910
MARLBOROUGH	1,256	5,487	1,285	8,028
Maynard	538	2,637	423	3,598
MEDFORD	7,280	20,654	4,655	32,589
MELROSE	6,555	6,676	1,785	15,016
Natick	2,245	4,207	1,444	7,896
NEWTON	15,372	19,656	5,100	40,128
North Reading	537	797	299	1,633
Pepperell	405	755	347	1,507
Reading	2,569	3,141	834	6,544
Sherborn	274	200	102	576
Shirley	261	495	279	1,035

County of Middlesex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
SOMERVILLE	8,246	33,817	6,221	48,284
Stoneham	1,805	3,476	971	6,252
Stow	255	336	110	701
Sudbury	448	525	159	1,132
Tewksbury	503	1,053	356	1,912
Townsend	371	415	293	1,079
Tyngsborough	249	466	244	959
Wakefield	2,726	5,047	1,542	9,315
WALTHAM	4,620	10,993	3,602	19,215
Watertown	4,543	11,511	2,389	18,443
Wayland	747	1,077	397	2,221
Westford	426	930	482	1,838
Weston	1,043	1,170	245	2,458
Wilmington	688	1,472	426	2,586
Winchester	3,438	3,954	991	8,383
WOBURN	2,044	6,411	1,536	9,991
Totals	124,062	300,187	72,072	496,321

County of Nantucket.

Nantucket	377	428	679	1,484
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County of Norfolk.

Avon	285	656	234	1,175
Bellingham	296	1,031	477	1,804
Braintree	3,372	5,586	1,080	10,038
Brookline	9,534	12,542	6,048	28,124
Canton	930	2,054	560	3,544
Cohasset	761	841	405	2,007
Dedham	2,249	4,845	1,326	8,420
Dover	401	321	110	832
Foxborough	950	1,145	521	2,616
Franklin	699	2,010	754	3,463
Holbrook	603	941	402	1,946
Medfield	474	601	316	1,391
Medway	502	978	272	1,752
Millis	354	642	191	1,187
Milton	3,751	7,690	1,236	12,677
Needham	3,252	3,537	1,290	8,079
Norfolk	282	359	117	758
Norwood	1,434	5,691	896	8,021
Plainville	318	382	244	944
QUINCY	11,010	24,053	4,891	39,954
Randolph	915	2,356	640	3,911
Sharon	884	1,078	256	2,218
Stoughton	1,017	2,269	904	4,190
Walpole	1,110	2,313	543	3,966
Wellesley	4,460	4,109	1,107	9,676
Westwood	1,011	1,221	299	2,531
Weymouth	3,735	7,507	1,931	13,173
Wrentham	615	534	348	1,497
Totals	55,204	97,292	27,398	179,894

County of Plymouth.

Abington	904	1,710	676	3,290
Bridgewater	912	1,261	664	2,837
BROCKTON	6,406	20,318	4,568	31,292
Carver	226	182	131	539
Duxbury	714	545	296	1,555
East Bridgewater	612	859	370	1,841
Halifax	148	229	128	505
Hanover	661	574	208	1,443
Hanson	398	513	260	1,171
Hingham	2,086	2,337	732	5,155
Hull	532	925	375	1,832

County of Plymouth — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Kingston	427	749	264	1,440
Lakeville	306	302	174	782
Marion	519	278	223	1,020
Marshfield	780	513	277	1,570
Mattapoisett	499	353	221	1,073
Middleborough	1,487	1,885	881	4,253
Norwell	644	438	209	1,291
Pembroke	467	424	167	1,058
Plymouth	1,640	3,750	957	6,347
Plympton	114	104	71	289
Rochester	216	139	100	455
Rockland	852	2,505	723	4,080
Scituate	1,269	1,122	559	2,950
Wareham	1,039	1,109	935	3,083
West Bridgewater	558	791	277	1,626
Whitman	906	2,377	874	4,157
Totals	25,322	46,292	15,320	86,934

County of Suffolk.

BOSTON	62,486	238,225	50,421	351,132
CHELSEA	2,439	11,418	3,771	17,628
REVERE	2,767	11,660	3,051	17,478
Winthrop	2,575	5,683	1,497	9,755
Totals	70,267	266,986	58,740	395,993

County of Worcester.

Ashburnham	342	557	257	1,156
Athol	1,419	1,853	1,751	5,023
Auburn	1,053	1,988	847	3,888
Barre	356	801	398	1,555
Berlin	245	213	151	609
Blackstone	288	1,471	557	2,316
Bolton	173	132	89	394
Boylston	216	325	150	691
Brookfield	219	241	215	675
Charlton	365	545	279	1,189
Clinton	1,184	3,310	2,056	6,550
Douglas	371	720	184	1,275
Dudley	394	1,237	673	2,304
East Brookfield	188	248	132	568
FITCHBURG	4,049	13,454	3,665	21,168
GARDNER	2,009	5,224	1,850	9,083
Grafton	757	1,754	710	3,221
Hardwick	239	514	288	1,041
Harvard	267	264	130	661
Holden	1,023	1,135	479	2,637
Hopedale	610	824	381	1,815
Hubbardston	164	225	95	484
Lancaster	515	477	287	1,279
Leicester	552	1,419	463	2,434
LEOMINSTER	2,622	6,556	1,999	11,177
Lunenburg	494	667	314	1,475
Mendon	238	309	187	734
Millford	979	4,817	2,152	7,948
Millbury	769	2,078	871	3,718
Millville	108	480	301	889
New Braintree	57	58	57	172
North Brookfield	371	652	506	1,529
Northborough	477	648	280	1,405
Northbridge	1,292	3,205	693	5,190
Oakham	85	90	71	246
Oxford	569	1,110	575	2,254
Paxton	193	200	108	501
Petersham	176	145	96	417
Phillipston	83	81	77	241
Princeton	189	140	109	438
Royalston	82	160	112	354
Rutland	282	364	153	769
Shrewsbury	1,317	2,108	900	4,325

County of Worcester — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Southborough	430	552	231	1,213
Southbridge	1,554	4,379	2,639	8,572
Spencer	621	1,973	887	3,481
Sterling	326	423	252	1,001
Sturbridge	331	429	406	1,166
Sutton	405	654	307	1,366
Templeton	493	959	390	1,842
Upton	392	466	371	1,229
Uxbridge	675	1,803	853	3,331
Warren	448	619	499	1,566
Webster	1,141	4,455	1,778	7,374
West Boylston	426	574	249	1,249
West Brookfield	221	308	230	759
Westborough	787	1,133	624	2,544
Westminster	329	412	188	929
Winchendon	591	1,326	660	2,577
WORCESTER	20,317	59,096	15,048	94,461
Totals	56,838	142,360	51,260	250,458

Aggregate of Votes.

Counties.	Yes.	No.	Blanks.	Total Ballots.
BARNSTABLE	7,882	6,484	5,663	20,029
BERKSHIRE	14,866	31,343	14,488	60,697
BRISTOL	39,368	103,944	32,362	175,674
DUKES COUNTY	968	769	840	2,577
ESSEX	54,233	161,030	37,342	252,605
FRANKLIN	7,320	10,894	6,849	25,063
HAMPDEN	38,405	104,090	28,471	170,966
HAMPSHIRE	10,463	18,211	7,978	36,652
MIDDLESEX	124,062	300,187	72,072	496,321
NANTUCKET	377	428	679	1,484
NORFOLK	55,204	97,292	27,398	179,894
PLYMOUTH	25,322	46,292	15,320	86,934
SUFFOLK	70,267	266,986	58,740	395,993
WORCESTER	56,838	142,360	51,260	250,458
Totals	505,575	1,290,310	359,462	2,155,347

RETURN OF VOTES ON QUESTION NO. 6, BEING AN INITIATIVE PETITION,
SUBMITTED UNDER THE PROVISIONS OF ARTICLE XLVIII OF THE AMEND-
MENTS TO THE CONSTITUTION TO THE VOTERS OF THE COMMONWEALTH
AT THE STATE ELECTION HELD NOVEMBER 2, 1948.

Votes on Question No. 6 (Initiative Petition).

Do you approve of a law summarized below which was disapproved in the House of Representatives by a vote of 82 in the affirmative and 126 in the negative and in the Senate by a vote of 13 in the affirmative and 20 in the negative?

SUMMARY

This measure requires that elections of officers of labor organizations shall be held at least annually. Sixty days' notice of a regular election and twenty days' notice of an election to fill one or more vacancies are required to be given by public announcement at a regular meeting, by notice in writing to each member, or in any other adequate manner. Candidates to be voted for must be nominated by a paper signed by ten members filed at least thirty days before a regular election and at least ten days before an election to fill a vacancy.

The voting at such an election must be by secret written or printed ballot. Watchers appointed by nominating members and by union officers may be present during the voting and counting of ballots.

Coercion and intimidation of members in connection with an election is prohibited, and violations of the provisions of the measure are made punishable by fine of not less than twenty-five dollars nor more than two hundred dollars or by imprisonment for not more than thirty days or both.

County of Barnstable.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Barnstable	2,184	987	1,217	4,388
Bourne	855	361	514	1,730
Brewster	263	126	120	509
Chatham	642	203	360	1,205
Dennis	710	256	381	1,347
Eastham	228	116	112	456
Falmouth	1,450	720	1,102	3,272
Harwich	790	242	398	1,430
Mashpee	54	26	115	195
Orleans	510	190	198	898
Provincetown	463	466	483	1,412
Sandwich	359	190	238	787
Truro	188	100	86	374
Wellfleet	292	136	226	654
Yarmouth	739	284	349	1,372
Totals	9,727	4,403	5,899	20,029

County of Berkshire.

Adams	1,330	3,901	1,200	6,431
Alford	60	17	37	114
Becket	121	153	90	364
Cheshire	243	405	178	826
Clarksburg	162	347	122	631
Dalton	850	1,020	493	2,363

County of Berkshire — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Egremont	185	87	115	387
Florida	82	48	66	196
Great Barrington	1,028	811	1,274	3,113
Hancock	67	49	68	184
Hinsdale	152	290	125	567
Lanesborough	334	365	129	828
Lee	553	797	552	1,907
Lenox	533	651	410	1,594
Monterey	87	58	53	198
Mount Washington	12	10	16	38
New Ashford	15	17	15	47
New Marlborough	162	91	168	421
NORTH ADAMS	2,508	5,659	2,303	10,470
Otis	94	55	82	231
Peru	14	21	28	63
PITTSFIELD	6,713	11,510	5,872	24,095
Richmond	138	81	94	313
Sandisfield	80	42	93	215
Savoy	33	39	73	145
Sheffield	333	182	337	852
Stockbridge	339	287	265	891
Tyringham	39	34	35	108
Washington	32	37	32	101
West Stockbridge	140	237	131	508
Williamstown	876	899	587	2,362
Windsor	48	45	41	134
Totals	17,368	28,245	15,084	60,697

County of Bristol.

Acushnet	521	885	393	1,799
ATTLEBORO	3,647	4,848	2,263	10,758
Berkley	157	247	121	525
Dartmouth	1,743	1,795	954	4,492
Dighton	444	593	290	1,327
Easton	1,141	1,091	613	2,845
Fairhaven	2,153	2,127	1,111	5,391
FALL RIVER	10,439	33,667	9,629	53,735
Freewtown	349	199	186	734
Mansfield	1,279	1,670	614	3,563
NEW BEDFORD	13,794	29,415	8,746	51,955
North Attleborough	1,823	2,212	1,898	5,933
Norton	627	633	298	1,558
Raynham	444	511	185	1,140
Rehoboth	541	459	433	1,433
Seekonk	871	460	812	2,143
Somerset	968	1,772	594	3,334
Swansea	973	1,327	567	2,867
TAUNTON	4,027	11,083	3,091	18,201
Westport	648	812	481	1,941
Totals	46,589	95,806	33,279	175,674

County of Dukes County.

Chilmark	54	19	42	115
Edgartown	300	105	228	633
Gay Head	19	7	25	51
Gosnold	25	9	8	42
Oak Bluffs	318	124	239	681
Tisbury	385	203	298	886
West Tisbury	94	24	51	169
Totals	1,195	491	891	2,577

County of Essex.

Amesbury	1,362	2,465	1,415	5,242
Andover	2,634	3,063	739	6,436
BEVERLY	4,759	6,588	2,253	13,600
Boxford	270	130	82	482
Danvers	2,136	2,887	969	5,992
Essex	327	287	217	831
Georgetown	398	435	329	1,162

County of Essex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
GLOUCESTER	2,259	5,394	2,469	10,122
Groveland	415	571	209	1,195
Hamilton	604	462	295	1,361
HAVERHILL	5,431	13,288	3,336	22,055
Ipswich	1,063	1,505	817	3,385
LAWRENCE	5,708	30,065	4,546	40,319
LYNN	10,921	31,942	5,531	48,394
Lynnfield	1,041	547	269	1,857
Manchester	718	497	358	1,573
Marblehead	4,131	2,443	1,072	7,646
Merrimac	467	551	350	1,368
Methuen	2,741	7,357	1,498	11,596
Middleton	314	435	203	952
Nahant	504	603	225	1,332
Newbury	417	255	261	933
NEWBURYPORT	2,114	2,905	2,091	7,110
North Andover	1,207	2,922	473	4,602
PEABODY	2,253	6,389	1,930	10,572
Rockport	762	835	577	2,174
Rowley	339	276	226	841
SALEM	4,103	14,846	2,989	21,938
Salisbury	439	509	494	1,442
Saugus	2,293	3,895	1,060	7,248
Swampscott	3,301	2,329	916	6,546
Topsfield	372	245	95	712
Wenham	451	252	121	824
West Newbury	325	228	190	743
Totals	66,579	147,401	38,625	252,605

County of Franklin.

Ashfield	175	79	162	416
Bernardston	182	129	156	467
Buckland	277	254	319	850
Charlemont	184	93	126	403
Colrain	233	241	180	654
Conway	160	102	118	380
Deerfield	524	370	416	1,310
Erving	212	156	209	577
Gill	215	148	145	508
Greenfield	3,355	3,681	1,868	8,904
Hawley	20	17	40	77
Heath	56	29	46	131
Leverett	75	65	98	238
Leyden	42	32	52	126
Monroe	35	16	27	78
Montague	964	1,816	1,026	3,806
New Salem	90	34	61	185
Northfield	546	239	239	1,024
Orange	890	532	1,149	2,571
Rowe	31	22	53	106
Shelburne	423	248	269	940
Shutesbury	33	15	44	92
Sunderland	180	121	130	431
Warwick	83	35	75	193
Wendell	40	27	74	141
Whately	107	106	242	455
Totals	9,132	8,607	7,324	25,063

County of Hampden.

Agawam	1,267	1,974	798	4,039
Blandford	129	63	96	288
Brimfield	218	141	169	528
Chester	160	172	239	571
CHICOPPEE	3,764	15,276	3,737	22,777
East Longmeadow	972	838	396	2,206
Granville	166	72	147	385
Hampden	264	211	139	614
Holland	65	40	37	142
HOLYoke	6,131	18,011	5,356	29,498
Longmeadow	2,351	866	391	3,608

County of Hampden — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Ludlow	847	2,519	536	3,902
Monson	607	544	626	1,777
Montgomery	35	15	26	76
Palmer	1,040	2,140	1,194	4,374
Russell	169	293	148	610
Southwick	327	270	258	855
SPRINGFIELD	20,641	41,930	11,726	74,297
Tolland	15	9	23	47
Wales	67	78	70	215
West Springfield	2,926	4,547	1,359	8,832
WESTFIELD	2,575	4,950	1,915	9,440
Wilbraham	789	806	290	1,885
Totals	45,525	95,765	29,676	170,966

County of Hampshire.

Amherst	1,597	1,241	824	3,662
Belchertown	412	329	320	1,061
Chesterfield	64	48	96	208
Cummington	140	60	89	289
Easthampton	1,286	3,135	977	5,398
Goshen	84	31	48	163
Granby	238	321	120	679
Hadley	403	435	320	1,158
Hatfield	264	315	460	1,039
Huntington	218	162	247	627
Middlefield	31	23	41	95
NORTHAMPTON	3,489	6,085	2,372	11,946
Pelham	98	62	80	240
Plainfield	54	13	46	113
South Hadley	1,383	2,051	633	4,067
Southampton	256	215	150	621
Ware	1,026	1,244	1,576	3,846
Westhampton	97	40	52	189
Williamsburg	393	312	313	1,018
Worthington	116	35	82	233
Totals	11,649	16,157	8,846	36,652

County of Middlesex.

Acton	789	580	243	1,612
Arlington	8,568	11,407	2,526	22,501
Ashby	267	183	151	601
Ashland	544	721	315	1,580
Ayer	571	593	469	1,633
Bedford	568	491	211	1,270
Belmont	7,307	6,148	1,670	15,125
Billerica	1,251	2,334	649	4,234
Boxborough	93	57	35	185
Burlington	335	619	234	1,188
CAMBRIDGE	13,347	33,087	7,067	53,501
Carlisle	207	105	69	381
Chelmsford	1,442	2,091	819	4,352
Concord	1,787	1,586	556	3,929
Dracut	751	1,950	835	3,536
Dunstable	82	63	86	231
EVERETT	4,594	13,534	3,148	21,276
Framingham	3,735	6,289	2,299	12,323
Groton	639	501	334	1,474
Holliston	823	538	378	1,739
Hopkinton	608	705	425	1,738
Hudson	1,090	2,009	853	3,952
Lexington	3,398	2,342	874	6,614
Lincoln ⁸	576	372	137	1,085
Littleton	414	300	220	934
LOWELL	8,629	31,782	7,687	48,098
MALDEN	7,779	15,655	4,476	27,910
MARLBOROUGH	1,719	4,968	1,341	8,028
Maynard	679	2,506	413	3,598
MEDFORD	9,546	18,253	4,790	32,589
MELROSE	7,951	5,210	1,855	15,016

County of Middlesex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Natick	2,812	3,566	1,518	7,896
NEWTON	20,068	14,646	5,414	40,128
North Reading	688	635	310	1,633
Pepperell	504	614	389	1,507
Reading	3,253	2,420	871	6,544
Sherborn	335	133	108	576
Shirley	343	397	295	1,035
SOMERVILLE	11,134	30,911	6,239	48,284
Stoneham	2,429	2,793	1,030	6,252
Stow	293	283	125	701
Sudbury	528	437	167	1,132
Tewksbury	570	958	384	1,912
Townsend	458	317	304	1,079
Tyngsborough	301	439	219	959
Wakefield	3,928	3,746	1,641	9,315
WALTHAM	5,706	9,615	3,894	19,215
Watertown	5,956	9,966	2,521	18,443
Wayland	964	848	409	2,221
Westford	542	776	520	1,838
Weston	1,398	822	238	2,458
Wilmington	856	1,289	441	2,586
Winchester	4,379	2,966	1,038	8,383
WOBURN	2,772	5,580	1,639	9,991
Totals	160,306	261,136	74,879	496,321

County of Nantucket.

Nantucket	470	302	712	1,484
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County of Norfolk.

Avon	355	572	248	1,175
Bellingham	349	930	525	1,804
Braintree	4,170	4,724	1,144	10,038
Brookline	11,855	10,187	6,082	28,124
Canton	1,231	1,729	584	3,544
Cohasset	976	608	423	2,007
Dedham	2,983	4,032	1,405	8,420
Dover	492	232	108	832
Foxborough	1,238	817	561	2,616
Franklin	881	1,792	790	3,463
Holbrook	731	801	414	1,946
Medfield	600	472	319	1,391
Medway	619	846	287	1,752
Millis	407	583	197	1,187
Milton	6,164	5,229	1,284	12,677
Needham	4,416	2,323	1,340	8,079
Norfolk	319	219	120	758
Norwood	1,819	5,282	920	8,021
Plainville	404	264	276	944
QUINCY	13,763	21,128	5,063	39,954
Randolph	1,184	2,039	688	3,911
Sharon	1,062	904	252	2,218
Stoughton	1,403	1,848	939	4,190
Walpole	1,409	1,978	579	3,966
Wellesley	5,666	2,857	1,153	9,676
Westwood	1,219	1,013	299	2,531
Weymouth	4,724	6,391	2,058	13,173
Wrentham	716	418	363	1,497
Totals	71,155	80,318	28,421	179,894

County of Plymouth.

Abington	1,218	1,360	712	3,290
Bridgewater	1,105	1,037	695	2,837
BROCKTON	8,057	18,537	4,698	31,292
Carver	254	152	133	539
Duxbury	878	364	313	1,555

County of Plymouth — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
East Bridgewater	708	738	395	1,841
Halifax	195	179	131	505
Hanover	769	441	233	1,443
Hanson	483	414	274	1,171
Hingham	2,644	1,730	781	5,155
Hull	626	810	396	1,832
Kingston	501	675	264	1,440
Lakeville	354	247	181	782
Marion	603	183	234	1,020
Marshfield	932	365	273	1,570
Mattapoisett	588	258	227	1,073
Middleborough	1,772	1,566	915	4,253
Norwell	757	342	192	1,291
Pembroke	553	336	169	1,058
Plymouth	1,936	3,400	1,011	6,347
Plympton	136	79	74	289
Rochester	255	102	98	455
Rockland	1,119	2,196	765	4,080
Scituate	1,519	841	590	2,950
Wareham	1,259	877	947	3,083
West Bridgewater	748	607	271	1,626
Whitman	1,225	1,997	935	4,157
Totals	31,194	39,833	15,907	86,934

County of Suffolk.

BOSTON	77,192	222,208	51,732	351,132
CHELSEA	2,919	10,845	3,864	17,628
REVERE	3,407	10,941	3,130	17,478
Winthrop	3,442	4,768	1,545	9,755
Totals	86,960	248,762	60,271	395,993

County of Worcester.

Ashburnham	424	478	254	1,156
Athol	1,965	1,192	1,866	5,023
Auburn	1,651	1,348	889	3,888
Barre	478	669	408	1,555
Berlin	308	147	154	609
Blackstone	389	1,381	546	2,316
Bolton	207	99	88	394
Boylston	333	202	156	691
Brookfield	308	136	231	675
Charlton	483	422	284	1,189
Clinton	1,693	2,719	2,138	6,550
Douglas	467	619	189	1,275
Dudley	559	1,049	696	2,304
East Brookfield	268	160	140	568
FITCHBURG	5,105	12,179	3,884	21,168
GARDNER	2,495	4,681	1,907	9,083
Grafton	1,076	1,419	726	3,221
Hardwick	312	434	295	1,041
Harvard	354	171	136	661
Holden	1,529	589	519	2,637
Hopedale	755	660	400	1,815
Hubbardston	228	154	102	484
Lancaster	658	312	309	1,279
Leicester	849	1,101	484	2,434
LEOMINSTER	3,261	5,793	2,123	11,177
Lunenburg	612	534	329	1,475
Mendon	313	217	204	734
Milford	1,304	4,404	2,240	7,948
Millbury	1,044	1,807	867	3,718
Millville	153	438	298	889
New Braintree	78	24	70	172
North Brookfield	577	425	527	1,529
Northborough	717	387	301	1,405
Northbridge	1,693	2,789	708	5,190
Oakham	115	60	71	246
Oxford	765	891	598	2,254
Paxton	288	99	114	501

County of Worcester — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Petersham	229	87	101	417
Phillipston	114	54	73	241
Princeton	250	81	107	438
Royalston	112	118	124	354
Rutland	347	266	156	769
Shrewsbury	2,068	1,295	962	4,325
Southborough	545	423	245	1,213
Southbridge	2,060	3,716	2,796	8,572
Spencer	879	1,644	958	3,481
Sterling	519	216	266	1,001
Sturbridge	459	279	428	1,166
Sutton	559	492	315	1,366
Templeton	623	801	418	1,842
Upton	514	334	381	1,229
Uxbridge	932	1,511	888	3,331
Warren	592	442	532	1,566
Webster	1,545	3,966	1,873	7,374
West Boylston	620	355	274	1,249
West Brookfield	354	164	241	759
Westborough	1,206	694	644	2,544
Westminster	423	318	188	929
Winchendon	874	1,013	690	2,577
WORCESTER	29,837	49,058	15,566	94,461
Totals	79,475	117,506	53,477	250,458

Aggregate of Votes.

Counties.	Yes.	No.	Blanks.	Total Ballots.
BARNSTABLE	9,727	4,403	5,899	20,029
BERKSHIRE	17,368	28,245	15,084	60,697
BRISTOL	46,589	95,806	33,279	175,674
DUKES COUNTY	1,195	491	891	2,577
ESSEX	66,579	147,401	38,625	252,605
FRANKLIN	9,132	8,607	7,324	25,063
HAMPDEN	45,525	95,765	29,676	170,966
HAMPSHIRE	11,649	16,157	8,846	36,652
MIDDLESEX	160,306	261,136	74,879	496,321
NANTUCKET	470	302	712	1,484
NORFOLK	71,155	80,318	28,421	179,894
PLYMOUTH	31,194	39,833	15,907	86,934
SUFFOLK	86,960	248,762	60,271	395,993
WORCESTER	79,475	117,506	53,477	250,458
Totals	637,324	1,144,732	373,291	2,155,347

RETURN OF VOTES ON QUESTION NO. 7, BEING AN INITIATIVE PETITION, SUBMITTED UNDER THE PROVISIONS OF ARTICLE XLVIII OF THE AMENDMENTS TO THE CONSTITUTION TO THE VOTERS OF THE COMMONWEALTH AT THE STATE ELECTION HELD NOVEMBER 2, 1948.

Votes on Question No. 7 (Initiative Petition).

Do you approve of a law summarized below which was disapproved in the House of Representatives by a vote of 95 in the affirmative and 110 in the negative and in the Senate by a vote of 14 in the affirmative and 18 in the negative?

SUMMARY

This measure prohibits the calling of a strike by a labor organization in any business or plant or unit thereof, except when authorized by the vote of the majority of all the members of the organization employed in the business, plant or unit thereof. Such authorization is to be expressed by a secret written or printed ballot at a meeting called for that purpose.

The Labor Relations Commission is authorized to make rules for the conduct of the voting. Within twenty-four hours after the voting the labor organization conducting it shall make a written report of the result to the commission, which shall be a permanent public record. If no report is filed the vote taken shall be void and a person making a false report shall be guilty of perjury.

Coercion and intimidation of members of a labor organization in connection with such voting is made a penal offense.

County of Barnstable.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Barnstable	2,224	953	1,211	4,388
Bourne	858	370	502	1,730
Brewster	266	119	124	509
Chatham	637	218	350	1,205
Dennis	709	266	372	1,347
Eastham	230	108	118	456
Falmouth	1,454	721	1,097	3,272
Harwich	795	246	389	1,430
Mashpee	50	37	108	195
Orleans	512	189	197	898
Provincetown	458	488	466	1,412
Sandwich	363	193	231	787
Truro	188	96	90	374
Wellfleet	319	120	215	654
Yarmouth	765	269	338	1,372
Totals	9,828	4,393	5,808	20,029

County of Berkshire.

Adams	1,393	3,840	1,198	6,431
Alford	59	19	36	114
Becket	129	146	89	364
Cheshire	251	405	170	826
Clarksburg	162	342	127	631
Dalton	894	1,002	467	2,363
Egremont	188	84	115	387
Florida	85	44	67	196
Great Barrington	1,063	824	1,226	3,113
Hancock	62	53	69	184

County of Berkshire — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Hinsdale	159	284	124	567
Lanesborough	332	371	125	828
Lee	591	768	548	1,907
Lenox	550	647	397	1,594
Monterey	93	57	48	198
Mount Washington	12	10	16	38
New Ashford	17	14	16	47
New Marlborough	171	90	160	421
NORTH ADAMS	2,495	5,572	2,403	10,470
Otis	110	51	70	231
Peru	15	21	27	63
PITTSFIELD	7,058	11,065	5,972	24,095
Richmond	138	80	95	313
Sandisfield	82	42	91	215
Savoy	37	42	66	145
Sheffield	376	163	313	852
Stockbridge	365	281	245	891
Tyringham	45	32	31	108
Washington	33	35	33	101
West Stockbridge	139	239	130	508
Williamstown	896	898	568	2,362
Windsor	55	39	40	134
Totals	18,055	27,560	15,082	60,697

County of Bristol.

Acushnet	500	903	396	1,799
ATTLEBORO	3,714	4,809	2,235	10,758
Berkley	160	241	124	525
Dartmouth	1,734	1,772	986	4,492
Dighton	446	586	295	1,327
Easton	1,170	1,071	604	2,845
Fairhaven	2,198	2,100	1,093	5,391
FALL RIVER	10,670	32,881	10,184	53,735
Freetown	361	195	178	734
Mansfield	1,306	1,641	616	3,563
NEW BEDFORD	13,810	29,170	8,975	51,955
North Attleborough	1,811	2,212	1,910	5,933
Norton	620	636	302	1,558
Raynham	457	506	177	1,140
Rehoboth	532	473	428	1,433
Seekonk	859	466	818	2,143
Somerset	1,002	1,763	569	3,334
Swansea	999	1,303	565	2,867
TAUNTON	4,126	10,871	3,204	18,201
Westport	673	785	483	1,941
Totals	47,148	94,384	34,142	175,674

County of Dukes County.

Chilmark	56	21	38	115
Edgartown	312	99	222	633
Gay Head	15	8	28	51
Gosnold	21	9	12	42
Oak Bluffs	315	131	235	681
Tisbury	405	192	289	886
West Tisbury	91	30	48	169
Totals	1,215	490	872	2,577

County of Essex.

Amesbury	1,408	2,461	1,373	5,242
Andover	2,689	3,002	765	6,456
BEVERLY	4,923	6,457	2,220	13,600
Boxford	274	130	78	482
Danvers	2,161	2,862	969	5,992
Essex	321	291	219	831
Georgetown	398	464	300	1,162

County of Essex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
GLOUCESTER	2,840	4,765	2,517	10,122
Groveland	426	558	211	1,195
Hamilton	615	465	281	1,361
HAVERHILL	5,575	13,221	3,259	22,055
Ipswich	1,070	1,503	812	3,385
LAWRENCE	5,818	29,758	4,743	40,319
LYNN	11,470	31,388	5,536	48,394
Lynnfield	1,057	531	269	1,857
Manchester	739	483	351	1,573
Marblehead	4,280	2,319	1,047	7,646
Merrimac	479	562	327	1,368
Methuen	2,837	7,211	1,548	11,596
Middleton	335	427	190	952
Nahant	520	592	220	1,332
Newbury	429	251	253	933
NEWBURYPORT	2,120	2,936	2,054	7,110
North Andover	1,225	2,892	485	4,602
PEABODY	2,291	6,333	1,948	10,572
Rockport	775	839	560	2,174
Rowley	329	292	220	841
SALEM	4,334	14,538	3,066	21,938
Salisbury	442	503	497	1,442
Saugus	2,365	3,822	1,061	7,248
Swampscott	3,409	2,268	869	6,546
Topsfield	381	237	94	712
Wenham	461	253	110	824
West Newbury	351	224	188	743
Totals	69,127	144,838	38,640	252,605

County of Franklin.

Ashfield	180	86	150	416
Bernardston	191	125	151	467
Buckland	281	251	318	850
Charlemont	193	88	122	403
Colrain	248	237	169	654
Conway	161	105	114	380
Deerfield	513	385	412	1,310
Erving	210	184	183	577
Gill	217	141	150	508
Greenfield	3,319	3,813	1,772	8,904
Hawley	22	18	37	77
Heath	56	30	45	131
Leverett	85	57	96	238
Leyden	41	33	52	126
Monroe	37	16	25	78
Montague	987	1,801	1,018	3,806
New Salem	87	40	58	185
Northfield	571	234	219	1,024
Orange	919	556	1,096	2,571
Rowe	34	15	57	106
Shelburne	444	234	262	940
Shutesbury	27	21	44	92
Sunderland	189	120	122	431
Warwick	75	38	80	193
Wendell	39	24	78	141
Whately	146	106	203	455
Totals	9,272	8,758	7,033	25,063

County of Hampden.

Agawam	1,299	1,934	806	4,039
Blandford	130	70	88	288
Brimfield	232	134	162	528
Chester	173	167	231	571
CHICOPEE	3,870	15,111	3,796	22,777
East Longmeadow	1,008	825	373	2,206
Granville	176	67	142	385
Hampden	272	209	133	614
Holland	69	40	33	142
HOLYOKE	6,374	17,626	5,498	29,498

County of Hampden — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Longmeadow	2,446	799	363	3,608
Ludlow	823	2,538	541	3,902
Monson	621	530	626	1,777
Montgomery	34	16	26	76
Palmer	1,059	2,099	1,216	4,374
Russell	173	291	146	610
Southwick	324	277	254	855
SPRINGFIELD	21,672	40,836	11,789	74,297
Tolland	18	7	22	47
Wales	70	81	64	215
West Springfield	3,049	4,422	1,361	8,832
WESTFIELD	2,700	4,855	1,885	9,440
Wilbraham	814	785	286	1,885
Totals	47,406	93,719	29,841	170,966

County of Hampshire.

Amherst	1,673	1,184	805	3,662
Belchertown	420	321	320	1,061
Chesterfield	71	41	96	208
Cummington	144	58	87	289
Easthampton	1,314	3,109	975	5,398
Goshen	82	34	47	163
Granby	255	306	118	679
Hadley	409	437	312	1,158
Hatfield	277	301	461	1,039
Huntington	236	159	232	627
Middlefield	36	22	37	95
NORTHAMPTON	3,582	6,011	2,353	11,946
Pelham	104	60	76	240
Plainfield	45	18	50	113
South Hadley	1,418	2,014	635	4,067
Southampton	256	215	150	621
Ware	1,012	1,257	1,577	3,846
Westhampton	102	43	44	189
Williamsburg	418	300	300	1,018
Worthington	120	33	80	233
Totals	11,974	15,923	8,755	36,652

County of Middlesex.

Acton	786	578	248	1,612
Arlington	8,819	11,164	2,518	22,501
Ashby	248	197	156	601
Ashland	540	720	320	1,580
Ayer	579	594	460	1,633
Bedford	586	474	210	1,270
Belmont	7,441	6,030	1,654	15,125
Billerica	1,204	2,388	642	4,234
Boxborough	95	55	35	185
Burlington	344	625	219	1,188
CAMBRIDGE	13,608	32,710	7,183	53,501
Carlisle	213	101	67	381
Chelmsford	1,482	2,097	773	4,352
Concord	1,853	1,524	552	3,929
Dracut	806	1,919	811	3,536
Dunstable	87	63	81	231
EVERETT	4,650	13,345	3,281	21,276
Framingham	3,823	6,181	2,319	12,323
Groton	662	472	340	1,474
Holliston	840	540	359	1,739
Hopkinton	614	696	428	1,738
Hudson	1,076	2,015	861	3,952
Lexington	3,465	2,300	849	6,614
Lincoln	599	349	137	1,085
Littleton	409	307	218	934
LOWELL	8,983	31,492	7,623	48,098
MALDEN	7,938	15,559	4,413	27,910
MARLBOROUGH	1,729	4,958	1,341	8,028
Maynard	636	2,526	436	3,598

County of Middlesex — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
MEDFORD	9,740	18,054	4,795	32,589
MELROSE	8,106	5,081	1,829	15,016
Natick	2,893	3,513	1,490	7,896
NEWTON	21,377	13,717	5,034	40,128
North Reading	655	674	304	1,633
Pepperell	518	622	367	1,507
Reading	3,338	2,346	860	6,544
Sherborn	327	143	106	576
Shirley	342	413	280	1,035
SOMERVILLE	11,113	30,929	6,242	48,284
Stoneham	2,484	2,794	974	6,252
Stow	309	272	120	701
Sudbury	536	422	174	1,132
Tewksbury	584	976	352	1,912
Townsend	458	319	302	1,079
Tyngsborough	336	421	202	959
Wakefield	4,053	3,681	1,581	9,315
WALTHAM	5,819	9,326	4,070	19,215
Watertown	6,030	9,920	2,493	18,443
Wayland	997	827	397	2,221
Westford	564	779	495	1,838
Weston	1,452	781	225	2,458
Wilmington	851	1,303	432	2,586
Winchester	4,448	2,925	1,010	8,383
WOBURN	2,802	4,668	2,521	9,991
Totals	164,247	256,885	75,189	496,321

County of Nantucket.

Nantucket	508	281	695	1,484
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County of Norfolk.

Avon	361	576	238	1,175
Bellingham	350	939	515	1,804
Braintree	4,272	4,647	1,119	10,038
Brookline	12,054	9,728	6,342	28,124
Canton	1,228	1,712	604	3,544
Cohasset	984	611	412	2,007
Dedham	2,973	4,034	1,413	8,420
Dover	502	221	109	832
Foxborough	1,240	805	571	2,616
Franklin	916	1,761	786	3,463
Holbrook	752	790	404	1,946
Medfield	631	447	313	1,391
Medway	617	851	284	1,752
Millis	400	587	200	1,187
Milton	6,298	5,074	1,305	12,677
Needham	4,516	2,272	1,291	8,079
Norfolk	321	311	126	758
Norwood	1,808	5,273	940	8,021
Plainville	424	250	270	944
QUINCY	14,374	20,342	5,238	39,954
Randolph	1,229	2,040	642	3,911
Sharon	1,083	874	261	2,218
Stoughton	1,389	1,896	905	4,190
Walpole	1,440	1,953	573	3,966
Wellesley	5,878	2,685	1,113	9,676
Westwood	1,259	966	306	2,531
Weymouth	4,943	6,281	1,949	13,173
Wrentham	746	401	350	1,497
Totals	72,988	78,327	28,579	179,894

County of Plymouth.

Abington	1,241	1,336	713	3,290
Bridgewater	1,137	1,017	683	2,837
BROCKTON	8,220	18,345	4,727	31,292
Carver	249	151	139	539
Duxbury	892	346	317	1,555

County of Plymouth — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
East Bridgewater	702	754	385	1,841
Halifax	195	178	132	505
Hanover	774	447	222	1,443
Hanson	498	410	263	1,171
Hingham	2,728	1,679	748	5,155
Hull	602	814	416	1,832
Kingston	517	646	277	1,440
Lakeville	352	253	177	782
Marion	620	177	223	1,020
Marshfield	936	354	280	1,570
Mattapoisett	584	268	221	1,073
Middleborough	1,779	1,584	890	4,253
Norwell	761	333	197	1,291
Pembroke	574	318	166	1,058
Plymouth	1,963	3,362	1,022	6,347
Plympton	139	74	76	289
Rochester	262	100	93	455
Rockland	1,131	2,187	762	4,080
Scituate	1,538	840	572	2,950
Wareham	1,236	900	947	3,083
West Bridgewater	733	634	259	1,626
Whitman	1,253	1,989	915	4,157
Totals	31,616	39,496	15,822	86,934

County of Suffolk.

BOSTON	80,431	216,843	53,858	351,132
CHELSEA	2,890	10,726	4,012	17,628
REVERE	3,397	10,849	3,232	17,478
Winthrop	3,494	4,727	1,534	9,755
Totals	90,212	243,145	62,636	395,993

County of Worcester.

Ashburnham	430	464	262	1,156
Athol	2,021	1,221	1,781	5,023
Auburn	1,633	1,345	910	3,888
Barre	498	653	404	1,555
Berlin	303	142	164	609
Blackstone	381	1,407	528	2,316
Bolton	218	89	87	394
Boylston	326	209	156	691
Brookfield	305	147	223	675
Charlton	496	427	266	1,189
Clinton	1,668	2,726	2,156	6,550
Douglas	465	616	194	1,275
Dudley	550	1,054	700	2,304
East Brookfield	262	165	141	568
FITCHBURG	5,097	12,225	3,846	21,168
GARDNER	2,746	4,447	1,890	9,083
Grafton	1,058	1,444	719	3,221
Hardwick	312	435	294	1,041
Harvard	372	163	126	661
Holden	1,513	614	510	2,637
Hopedale	765	657	393	1,815
Hubbardston	228	154	102	484
Lancaster	676	300	303	1,279
Leicester	848	1,116	470	2,434
LEOMINSTER	3,317	5,737	2,123	11,177
Lunenburg	617	547	311	1,475
Mendon	307	226	201	734
Milford	1,306	4,342	2,300	7,948
Millbury	1,060	1,779	879	3,718
Millville	160	429	300	889
New Braintree	81	24	67	172
North Brookfield	572	443	514	1,529
Northborough	722	374	309	1,405
Northbridge	1,714	2,733	743	5,190
Oakham	112	61	73	246
Oxford	770	893	591	2,254
Paxton	286	98	117	501

County of Worcester — Concluded.

Cities and Towns.	Yes.	No.	Blanks.	Total Ballots.
Petersham	228	90	99	417
Phillipston	113	49	79	241
Princeton	247	83	108	438
Royalston	115	127	112	354
Rutland	352	252	165	769
Shrewsbury	2,037	1,331	957	4,325
Southborough	540	421	252	1,213
Southbridge	2,110	3,711	2,751	8,572
Spencer	902	1,616	963	3,481
Sterling	531	214	256	1,001
Sturbridge	444	292	430	1,166
Sutton	560	500	306	1,366
Templeton	730	647	465	1,842
Upton	504	346	379	1,229
Uxbridge	933	1,516	882	3,331
Warren	583	463	520	1,566
Webster	1,530	3,950	1,894	7,374
West Boylston	636	358	255	1,249
West Brookfield	360	179	220	759
Westborough	1,213	695	636	2,544
Westminster	428	322	179	929
Winchendon	892	1,021	664	2,577
WORCESTER	30,153	48,530	15,778	94,461
Totals	80,336	116,619	53,503	250,458

Aggregate of Votes.

Counties.	Yes.	No.	Blanks.	Total Ballots.
BARNSTABLE	9,828	4,393	5,808	20,029
BERKSHIRE	18,055	27,560	15,082	60,697
BRISTOL	47,148	94,384	34,142	175,674
DUKES COUNTY	1,215	490	872	2,577
ESSEX	69,127	144,838	38,640	252,605
FRANKLIN	9,272	8,758	7,033	25,063
HAMPDEN	47,406	93,719	29,841	170,966
HAMPSHIRE	11,974	15,923	8,755	36,652
MIDDLESEX	164,247	256,885	75,189	496,321
NANTUCKET	508	281	695	1,484
NORFOLK	72,988	78,327	28,579	179,894
PLYMOUTH	31,616	39,496	15,822	86,934
SUFFOLK	90,212	243,145	62,636	395,993
WORCESTER	80,336	116,619	53,503	250,458
Totals	653,932	1,124,818	376,597	2,155,347

APPENDIX

The following table and indexes have been prepared by THOMAS R. BATEMAN, Esq., and FREDERICK B. WILLIS, Esq., counsel, respectively, to the Senate and House of Representatives, in accordance with section fifty-one of chapter three of the General Laws, as amended.

TABLE

SHOWING

TO WHAT EXTENT THE GENERAL LAWS OF THE COMMONWEALTH, AS APPEARING IN THE TERCENTENARY EDITION, HAVE BEEN AFFECTED BY LEGISLATION ENACTED BY THE GENERAL COURT SINCE JANUARY FIRST, NINETEEN HUNDRED AND THIRTY-TWO.*†

Chapter 1. — Jurisdiction of the Commonwealth and of the United States.

SECT. 3 revised, 1933, 278 § 1.

Chapter 2. — Arms, Great Seal and Other Emblems of the Commonwealth.

SECT. 8 added, 1941, 121 (designating the American elm as the state tree).

SECT. 9 added, 1941, 121 (designating the Chickadee as the state bird).

Chapter 3. — The General Court.

SECT. 1 revised, 1946, 130 § 1.

SECT. 5 amended, 1937, 364 § 1; 1939, 508 § 1.

SECT. 6 revised, 1937, 364 § 2; amended, 1939, 424 § 1; repealed, 1943, 549 § 2. (See 1939, 424 § 3.)

SECT. 6A added, 1939, 424 § 2 (imposing restrictions on the granting of authority to use the designation of junior college); repealed, 1943, 549 § 2. (See 1939, 424 § 3.)

SECT. 7 revised, 1937, 364 § 3; first sentence amended, 1943, 549 § 2A.

SECT. 9 revised, 1937, 236 § 1; 1941, 307 § 1; amended, 1941, 600 § 1; revised, 1945, 38 § 1. (See 1941, 307 § 2; 1941, 600 § 2.)

SECT. 9 stricken out and sections 9 and 9A (relative to payment of allowances for travel and other expenses to members of the general court) inserted, 1945, 248 § 1. (See 1945, 248 §§ 4, 5.)

SECT. 9, first two sentences amended, 1948, 655 § 1; revised, 1949, 784 § 1; two sentences inserted after second sentence, 1949, 801 § 1. (See 1948, 655 §§ 3, 4; 1949, 784 § 3, 801 § 2.)

SECT. 10 amended, 1945, 38 § 2; revised, 1945, 248 § 2; 1948, 655 § 2; 1949, 784 § 2. (See 1945, 248 §§ 4, 5; 1948, 655 §§ 3, 4; 1949, 784 § 3.)

* For table showing changes in legislation made during the years 1921 to 1931, inclusive, see Table of Changes contained in pages 485-597 of the Acts and Resolves of 1932.

† References in this table are to the Tercentenary Edition of the General Laws, as most recently amended, unless otherwise specified.

SECT. 11 repealed, 1937, 236 § 2.

SECT. 12 revised, 1937, 360 § 1; 1943, 260 § 1. (See 1937, 360 §§ 3-5; 1943, 260 § 3.)

SECT. 13 revised, 1937, 360 § 2; amended, 1941, 230; revised, 1943, 260 § 2. (See 1937, 360 §§ 3-5; 1943, 260 § 3.)

SECT. 14 revised, 1948, 139.

SECT. 15 revised, 1945, 421 § 1; paragraph added at end, 1949, 806 § 1. (See 1945, 421 § 5.)

SECT. 16 revised, 1949, 806 § 2.

SECT. 18 amended, 1941, 433 § 1; 1943, 104; revised, 1945, 421 § 2. (See 1941, 433 § 4; 1945, 421 § 5.)

SECT. 19 amended, 1935, 210; 1949, 806 § 3.

SECT. 20 revised, 1939, 508 § 2; amended, 1941, 433 § 2; 1945, 38 § 3; 421 § 4; revised, 1945, 488 § 1. (See 1941, 433 § 4; 1945, 421 § 5; 488 §§ 2, 3.)

SECT. 20A added, 1937, 189 (relative to the purchase of uniforms for the sergeant-at-arms, doorkeepers, assistant doorkeepers, general court officers and pages of the general court).

SECT. 21 revised, 1945, 421 § 3. (See 1945, 421 § 5.)

SECT. 22 amended, 1939, 508 § 3.

SECT. 23 revised, 1941, 347.

SECT. 46 amended, 1939, 508 § 4.

SECT. 47 amended, 1939, 508 § 5.

SECT. 49 amended, 1939, 508 § 6.

SECT. 51 amended, 1939, 508 § 7.

SECT. 53 revised, 1939, 376 § 1. (See 1939, 376 § 2.)

Chapter 4. — Statutes.

SECT. 5 revised, 1935, 69.

SECT. 7, clause Ninth revised, 1941, 509 § 1; 1945, 242 § 1; 637 § 1; clause Eighteenth amended, 1934, 283; 1935, 26; 1936, 180; 1937, 38; 1938, 245; 1941, 91 § 1; 1948, 241; 1946, 190. (See 1941, 509 § 9; 1945, 279.)

SECT. 10. Affected, 1942, 5.

Chapter 5. — Printing and Distribution of Laws and Public Documents.

As to the distribution of the Tercentenary Edition of the General Laws, see 1941, Resolve 19.

SECT. 1, last paragraph revised, 1932, 254; two paragraphs added at end, 1937, 373; section revised, 1938, 419; amended, 1941, 428; first paragraph amended, 1945, 580 § 1. (See 1945, 580 § 9.)

SECT. 2, paragraphs (4) and (6) revised, 1939, 508 § 8; 1945, 252.

SECT. 3, paragraph in lines 10-11 revised, 1947, 320 § 1; paragraphs in lines 12-42 amended, 1938, 196; second of said paragraphs amended, 1941, 351 § 1; 1947, 320 § 2; paragraphs in lines 63-68 revised, 1947, 320 § 1.

SECT. 4A added, 1947, 569 (providing for the printing and distribution of a cumulative table of changes in the general statutes from time to time during the session of the general court).

SECT. 6 amended, 1939, 508 § 9; revised, 1943, 344 § 1; amended, 1945, 580 § 2. (See 1945, 580 § 9.)

SECT. 8 amended, 1945, 580 § 3. (See 1945, 580 § 9.)

SECT. 9 amended, 1933, 245 § 1; 1946, 209 § 1.

SECT. 10 revised, 1939, 508 § 10; first paragraph amended, 1945, 38 § 4.

SECT. 11, paragraph in thirteenth line revised, 1941, 329; paragraph in lines 14-31 stricken out, and two paragraphs inserted, 1945, 538; section amended, 1947, 295.

SECT. 12 amended, 1948, 1.

SECT. 18 amended, 1935, 226 § 1; revised, 1943, 313; amended, 1946, 466.

Chapter 6. — The Governor, Lieutenant Governor and Council, Certain Officers under the Governor and Council, and State Library.

For temporary legislation establishing an emergency finance board and defining its powers and duties, see 1933, 49.

SECT. 1 amended, 1946, 591 § 1.

SECT. 2 amended, 1946, 591 § 2; 1949, 722.

SECT. 3 amended, 1943, 314 § 1; 1949, 781 § 1. (See 1943, 314 § 2; 1949, 781 § 2.)

SECT. 8 amended, 1941, 722 § 1; revised, 1943, 348 § 1.

SECT. 12B added, 1932, 14 (relative to the observance of the anniversary of the death of Brigadier General Casimir Pulaski).

SECT. 12C added, 1932, 153 (relative to the observance of the anniversary of the battle of Bunker Hill). (See 1941, 91.)

SECT. 12D added, 1932, 242 (relative to the observance of the anniversary of the Boston Massacre, etc.).

SECT. 12E added, 1934, 191 (relative to the observance of the anniversary of the death of Commodore John Barry).

SECT. 12F added, 1935, 23 (relative to the observance of the anniversary of the battle of New Orleans); amended, 1938, 49.

SECT. 12G added, 1935, 96 (providing for an annual proclamation by the governor relative to American Education Week).

SECT. 12H added, 1935, 148 (relative to the observance of the anniversary of the death of General Marquis de Lafayette).

SECT. 12I added, 1935, 184 (relative to the annual observance of Indian Day); revised, 1939, 56.

SECT. 12J added, 1938, 22 (relative to the annual observance of April nineteenth as Patriots' Day).

SECT. 12K added, 1938, 80 (relative to the annual observance of Evacuation Day, so called).

SECT. 12L added, 1941, 387 (relative to the annual observance of Veteran Firemen's Muster Day).

SECT. 12M added, 1947, 561 (relative to the annual observance of Good Government Day).

SECT. 12N added, 1949, 75 (relative to the annual observance of United Nations Day).

SECT. 12O added, 1949, 263 (relative to the annual observance of Loyalty Day).

SECT. 15 amended, 1946, 201.

SECT. 16 amended, 1941, 490 § 1.

SECT. 17 amended, 1932, 305 § 1; 1933, 120 § 1, 336 § 1; 1934, 374 § 1; 1935, 475 § 1; revised, 1939, 393 § 1; amended, 1945, 393 § 1; revised, 1945, 619 § 1; amended, 1946, 368 § 2; revised, 1946, 612 § 1; amended, 1947, 466 § 1; 513 § 1; 1948, 260 § 2; revised, 1948, 310 § 1; 476 § 1; 637 § 1. (See 1933, 336 § 3; 1948, 260 §§ 5, 6; 310 §§ 30, 31; 476 §§ 3, 4; 637 §§ 4-9, 13; 663 § 4.)

SECT. 18 and heading stricken out and new section inserted, under heading "ARMORY COMMISSION", 1937, 300 § 1; sentence added at end, 1941, 19. (See 1937, 300 § 2.)

SECT. 22 amended, 1936, 341 § 1; heading and section amended, 1943, 455 § 1; 1945, 393 § 2; paragraph added at end, 1946, 584 § 18; section amended, 1946, 591 § 3. (See 1936, 341 § 2; 1946, 584 § 22.)

SECT. 24 amended, 1941, 596 § 1; 1943, 455 § 2; 1945, 393 § 3.

SECT. 25 revised, 1945, 730 § 2.

SECT. 28 amended, 1938, 18; 1947, 315.

SECT. 28A amended, 1934, 208 § 1; 1945, 393 § 4.

SECT. 28E added, 1934, 208 § 2 (relative to the dissemination of information concerning the public bequest fund).

SECT. 31 revised, 1943, 479; amended, 1948, 569.

SECT. 32, second paragraph amended, 1947, 30 § 1; paragraph added at end, 1937, 227; same paragraph revised, 1938, 473 § 1; same paragraph revised, 1943, 43.

SECT. 42 added, under caption "MILK REGULATION BOARD", 1932, 305 § 2; revised, 1946, 496.

SECTS. 43-45 added, 1933, 120 § 2 (relative to the alcoholic beverages control commission).

SECT. 43 amended, 1933, 375 § 1.

SECT. 44, first paragraph revised, 1933, 376 § 1.

SECT. 45 revised, 1941, 596 § 2.

SECTS. 46 and 47 added, 1933, 336 § 2 (relative to the Greylock reservation commission). (See 1933, 336 § 3.)

SECT. 48 added, under caption "STATE RACING COMMISSION", 1934, 374 § 2; last paragraph revised, 1941, 596 § 3.

SECTS. 49-52 added, under caption "STATE PLANNING BOARD", 1935, 475 § 2.

SECT. 49 amended, 1936, 307; 1939, 451 § 1; revised, 1941, 466 § 5. (See 1941, 466 §§ 1-4, 7A, 8.)

SECT. 50A added, 1941, 466 § 7 (relative to the powers and duties of the state planning board formerly exercised by the metropolitan planning division). (See 1941, 466 §§ 1-4, 7A, 8.)

SECTS. 53-55 added, 1945, 619 § 2 (establishing a Port of Boston Authority). (See 1945, 619 §§ 4-11.)

SECT. 56 added, 1946, 368 § 3 (establishing the Massachusetts Fair Employment Practice Commission); last paragraph amended, 1948, 411.

SECTS. 57-59 added, 1946, 583 § 1 (relative to the Massachusetts Aeronautics Commission). (See G. L. 90 §§ 36-38, repealed by 1946, 583 § 2. See also 1946, 583 § 4.)

SECTS. 59A-59C added, 1948, 637 § 2 (establishing the State Airport Management board). (See 1948, 637 §§ 4-9, 13; 663 § 4.)

SECT. 59B, sentence added at end, 1948, 663 § 1. (See 1948, 663 §§ 4, 5.)

SECT. 60 added, 1946, 612 § 2 (establishing the Outdoor Advertising Authority). (See 1946, 612 §§ 5, 6.)

SECTS. 61 and 62 added, 1947, 466 § 2 (establishing the Massachusetts Public Building Commission). (See 1947, 466 §§ 4-6.)

SECT. 63 added, 1947, 513 § 2 (establishing a commission on alcoholism).

SECT. 64 added, 1948, 260 § 3 (establishing the State Housing Board); sixth sentence stricken out and two sentences inserted, 1949, 577. (See 1948, 260 §§ 5, 6.)

SECTS. 65-69 added, 1948, 310 § 2 (establishing the Youth Service Board). (See 1948, 310 §§ 30, 31; 542.)

SECTS. 70 and 71 added, 1948, 476 § 2 (establishing the Board of Trustees of the Soldiers' Home in Holyoke). (See 1948, 476 §§ 3, 4.)

Chapter 7. — Commission on Administration and Finance.

SECT. 2 revised, 1948, 610 § 1. (See 1948, 610 §§ 6, 7.)

SECT. 3 amended, 1946, 591 § 4; revised, 1948, 610 § 2. (See 1948, 610 §§ 6, 7.)

SECT. 4 revised, 1948, 610 § 4. (See 1948, 610 §§ 6, 7.)

SECT. 6 revised, 1948, 610 § 3. (See 1948, 610 §§ 6, 7.)

SECT. 6A added, 1941, 433 § 3 (providing for the appointment of the postmaster and assistant postmaster of the central mailing room by the Commission on Administration and Finance). (See 1941, 433 § 4.)

SECT. 7 amended, 1945, 457; revised, 1948, 610 § 5; paragraph added at end, 1949, 448. (See 1948, 610 §§ 6, 7.)

SECT. 15 amended, 1948, 254.

SECT. 22, clause (17) revised, 1933, 353 § 1.

SECT. 23A added, 1933, 353 § 2 (providing a preference in the purchase of supplies and materials by contractors for certain state work in favor of domestic supplies and materials).

SECT. 25A added, 1943, 344 § 2 (authorizing the state purchasing agent to regulate purchases of supplies and transfers thereof from one state agency to another).

SECT. 26 amended, 1939, 451 § 2.

SECT. 29 amended, 1945, 580 § 4. (See 1945, 580 § 9.)

SECT. 33 revised, 1939, 499 § 1; 1945, 292 § 1.

Chapter 8. — State Superintendent of Buildings, and State House.

SECTS. 1-12 affected, 1935, 327; 1941, 627 § 3.

SECT. 1 revised, 1938, 249 § 1. (See 1938, 249 § 6.)

SECT. 4 amended, 1935, 251; revised, 1937, 84 § 1; 1938, 249 § 2. (See 1937, 84 § 2; 1938, 249 § 6.)

SECT. 5 revised, 1935, 460 § 1; amended, 1938, 387 § 1; 1946, 591 § 5. (See 1935, 460 § 2; 1938, 387 § 2.)

SECT. 9 amended, 1938, 249 § 3. (See 1938, 249 § 6.)

SECT. 10 amended, 1938, 249 § 4; 1943, 440 § 1. (See 1938, 249 § 6.)

SECT. 10A revised, 1933, 170; 1941, 267; amended, 1943, 440 § 2; revised, 1945, 706; sentence added at end, 1946, 585.

SECT. 12 revised, 1938, 249 § 5; sentence inserted after "officers" in line 12, 1947, 66. (See 1938, 249 § 6.)

SECT. 16A added, 1948, 190 § 1 (providing for the preservation of room numbered twenty-seven in the State house as a memorial and shrine to the Grand Army of the Republic).

SECT. 17 amended, 1932, 188 § 1; 1933, 199 § 1; 1947, 350 § 1; revised, 1948, 190 § 2.

SECT. 18 amended, 1932, 188 § 2; 1933, 199 § 2; 1947, 350 § 2.

Chapter 9. — Department of the State Secretary.

SECT. 1 amended, 1946, 591 § 6; revised, 1949, 789 § 1. (See 1949, 789 § 5.)

SECT. 2 revised, 1935, 416; 1939, 283; 1941, 587.

SECT. 6 amended, 1934, 25 § 1.

SECT. 7 amended, 1934, 25 § 2; 1939, 342 § 1.

SECT. 9 amended, 1934, 127.

SECT. 15 amended, 1934, 19.

SECT. 17 amended, 1934, 37; revised, 1936, 31 § 1.

SECT. 20 added, 1935, 402 (regulating the publication and sale of the Massachusetts Reports and of the advance sheets of the opinions and decisions of the Supreme Judicial Court); revised, 1943, 426.

SECTS. 21-25 added, under the caption "COMMISSION ON INTERSTATE CO-OPERATION", 1937, 404 § 1 (establishing a commission on interstate co-operation as successor to the commission on interstate compacts affecting labor and industries and defining its powers and duties, and providing for a commission required to be established under an interstate compact on the minimum wage). (See 1937, 404 §§ 2, 3.)

SECT. 21 amended, 1941, 394 § 1.

SECT. 23 amended, 1941, 394 § 2.

SECT. 25 repealed, 1943, 255 § 2. (See 1943, 255 § 3.)

Chapter 10. — Department of the State Treasurer.

For temporary legislation establishing an emergency finance board, and defining its powers and duties, see 1933, 49.

SECT. 1 amended, 1946, 591 § 7; revised, 1949, 789 § 2. (See 1949, 789 § 5.)

SECT. 5, first sentence revised, 1941, 596 § 4; 1945, 489.

SECT. 7 revised, 1948, 533.

SECT. 8 amended, 1932, 180 § 1; revised, 1943, 427 § 1.

SECT. 11 revised, 1939, 499 § 2; amended, 1945, 292 § 2.

SECT. 17 amended, 1941, 194 § 1.

SECT. 17A added, 1943, 362 § 2 (providing for the receipt and disposal, by the state treasurer, of certain gifts made to the commonwealth for military purposes).

SECT. 18 revised, 1945, 658 § 2. (See 1945, 658 § 11.)

SECT. 19 revised, 1945, 658 § 3. (See 1945, 658 § 11.)

Chapter 11. — Department of the State Auditor.

SECT. 1 amended, 1946, 591 § 8; revised, 1949, 789 § 3. (See 1949, 789 § 5.)

SECT. 2, first sentence revised, 1941, 596 § 5.

SECT. 5 revised, 1946, 591 § 9.

Chapter 12. — Department of the Attorney General, and the District Attorneys.

SECT. 1 amended, 1946, 591 § 10; revised, 1949, 789 § 4. (See 1949, 789 § 5.)

SECT. 2 amended, 1934, 133 § 1; revised, 1941, 647 § 2. (See 1934, 133 § 2.)

SECT. 3, last sentence amended, 1932, 180 § 2; section amended, 1943, 83 § 1.

SECT. 3B amended, 1933, 318 § 1; 1934, 291 § 1; paragraph inserted after first paragraph, 1943, 409 § 3. (See 1933, 318 § 9; 1934, 291 § 6.)

SECT. 3C added, 1947, 337 (authorizing the attorney general to settle certain claims against state officers and employees without suit being brought); second paragraph revised, 1949, 567.

SECT. 6A added, 1947, 238 (authorizing the attorney general to call conferences of district attorneys, sheriffs and police officials of cities and towns).

SECT. 11 amended, 1939, 499 § 3; 1945, 292 § 3.

SECT. 13 revised, 1948, 423 § 1. (See 1948, 423 § 7.)

SECT. 14, paragraph in lines 5 and 6 revised, 1935, 209; paragraph in lines 7 and 8 revised, 1935, 433 § 1; section revised, 1935, 458 § 1; next to last paragraph revised, 1941, 470 § 1; paragraph added at end, 1948, 239 § 1; section revised, 1948, 423 § 2. (See 1948, 423 § 7.)

SECT. 15 revised, 1935, 458 § 2; paragraph in line 8 revised, 1937, 279 § 1; section revised, 1947, 675 § 1; sixth paragraph stricken out and two paragraphs inserted, 1948, 423 § 3. (See 1947, 675 § 4; 1948, 423 § 7.)

SECT. 16, paragraph in lines 9-11 revised, 1935, 433 § 2; section revised, 1935, 458 § 3; paragraph in lines 23 and 24 revised, 1937, 279 § 2; next to last paragraph revised, 1941, 470 § 2; section revised, 1947, 675 § 2; paragraph added at end, 1948, 239 § 2; section revised, 1948, 423 § 4; ninth paragraph revised, 1949, 680. (See 1947, 675 § 4; 1948, 423 § 7.)

SECT. 18 amended, 1948, 423 § 5. (See 1948, 423 § 7.)

SECT. 20A revised, 1947, 675 § 3. (See 1947, 675 § 4.)

SECT. 22 revised, 1948, 423 § 6. (See 1948, 423 § 7.)

SECT. 24 amended, 1948, 111.

SECT. 25 amended, 1937, 64 § 1.

Chapter 13. — Department of Civil Service and Registration.

SECT. 1 revised, 1939, 238 § 1. (See 1939, 238 §§ 52-55.)

SECT. 2 revised, 1939, 238 § 2; first paragraph amended, 1945, 681 § 1; second paragraph amended, 1946, 591 § 11; 1948, 580; paragraph inserted after second paragraph, 1941, 403. (See 1939, 238 §§ 52-55; 1945, 681 § 2.)

SECT. 2A added, 1939, 238 § 3 (relative to the appointment and compensation of civil service commissioners); fourth sentence revised, 1941, 457; same sentence amended, 1945, 725 § 6; section revised, 1946, 591 § 12; fourth sentence revised, 1948, 575. (See 1939, 238 §§ 52-55.)

SECT. 3 amended, 1932, 180 § 3; revised, 1939, 238 § 4. (See 1939, 238 §§ 52-55.)

SECT. 4 revised, 1939, 238 § 5.

SECT. 5 revised, 1939, 238 § 6.

SECT. 6 revised, 1939, 238 § 7.

SECT. 8 amended, 1934, 329; 1946, 591 § 13; 1948, 601 § 1; 1949, 787. (See 1948, 601 § 2.)

SECT. 9A added, 1945, 376 (authorizing the director of registration to make certain rules and regulations governing the conduct of examinations by the several boards of registration and examination).

SECT. 10 amended, 1932, 8; 1939, 36.

SECT. 11 amended, 1937, 379.

SECT. 12 repealed, 1937, 425 § 13. (See 1937, 425 § 15.)

SECTS. 12A-12C added, under the heading "BOARD OF REGISTRATION IN CHIROPODY (PODIATRY)", 1937, 425 § 1. (See 1937, 425 §§ 14, 15.)

SECTS. 13-15 and the heading before section 13 stricken out and new sections 13-15D added under heading "BOARD OF REGISTRATION IN NURSING", 1941, 620 § 2. (See 1941, 620 §§ 1, 4-12.)

SECT. 17 revised, 1934, 339 § 1.

SECT. 20 revised, 1946, 550 § 1; 1947, 417.

SECT. 25 revised, 1941, 596 § 6.

SECT. 28 amended, 1948, 647.

SECT. 29 and its caption stricken out and new section inserted, under the caption "BOARD OF REGISTRATION IN EMBALMING AND FUNERAL DIRECTING", 1936, 407 § 1. (See 1936, 407 §§ 5-8.)

SECT. 31 revised, 1936, 407 § 2; 1946, 591 § 14. (See 1936, 407 §§ 5-8.)

SECT. 32 revised, 1935, 420 § 1; amended, 1939, 238 § 8. (See 1935, 420 § 2.)

SECT. 36, first sentence revised, 1945, 517 § 1; second paragraph revised, 1941, 596 § 7. (See 1945, 517 § 2.)

SECT. 39 amended, 1941, 385 § 1; 1947, 509 § 1. (See 1941, 385 § 2; 1947, 509 § 2.)

SECT. 40 amended, 1933, 149 § 1; two sentences added at end, 1934, 299 § 1. (See 1934, 299 § 2.)

SECT. 41 amended, 1938, 337 § 1; 1946, 591 § 15. (See 1938, 337 § 2.)

SECTS. 42-44 added, under caption "BOARD OF REGISTRATION OF HAIRDRESSERS", 1935, 428 § 1. (See 1935, 428 §§ 5, 7.)

SECT. 42, two sentences inserted after first sentence, 1949, 580 § 1.

SECT. 43 amended, 1937, 385 § 1; second sentence revised, 1949, 580 § 2.

SECT. 44 amended, 1946, 591 § 16.

SECTS. 44A-44D added, under caption "BOARD OF REGISTRATION OF ARCHITECTS", 1941, 696 § 1. (See 1941, 696 §§ 3, 4.)

SECTS. 45-47 added, under caption "BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND OF LAND SURVEYORS", 1941, 643 § 1. (See 1941, 643 §§ 3-5.)

SECT. 47 amended, 1941, 722 § 1A.

Chapter 14. — Department of Corporations and Taxation.

SECT. 2 amended, 1943, 316; 1946, 591 § 17.

SECT. 4 revised, 1941, 596 § 8.

Chapter 15. — Department of Education.

SECT. 1 revised, 1947, 652 § 1.

SECTS. 1A-1C added, 1947, 652 § 2 (establishing a board of education which shall have supervision and control of the department of education). (See 1947, 652 §§ 14, 15.)

SECT. 2 amended, 1946, 591 § 18; repealed, 1947, 652 § 13.

SECT. 2A added, 1946, 531 (providing for a deputy commissioner of education, and establishing his powers and duties); repealed, 1947, 652 § 13.

SECT. 3 amended, 1941, 138; repealed, 1947, 652 § 13.

SECT. 3A added, 1943, 549 § 1 (establishing a board of collegiate authority in the department of education); revised, 1947, 652 § 3.

SECT. 4 revised, 1939, 409 § 2; last sentence revised, 1947, 344 § 2; section revised, 1947, 652 § 4. (See 1939, 409 §§ 1, 5.)

SECT. 5 revised, 1941, 596 § 9; 1947, 652 § 5.

SECT. 6 revised, 1947, 652 § 6.

SECT. 6A amended, 1938, 446 § 13; revised, 1941, 531; 1946, 552 § 1; 1947, 652 § 7. (See 1938, 446 § 14.)

SECT. 6B added, 1941, 676 § 1 (relative to the supervisor of guidance and placement); revised, 1947, 652 § 8. (See 1941, 646; 1947, 652 § 13.)

SECT. 12 revised, 1935, 367; 1939, 409 § 3. (See 1939, 409 §§ 1, 5.)

SECT. 16 revised, 1945, 658 § 4. (See 1945, 658 § 11.)

SECT. 17 revised, 1945, 658 § 5. (See 1945, 658 § 11.)

SECT. 18 revised, 1945, 658 § 6. (See 1945, 658 § 11.)

SECT. 19 amended, 1942, 1 § 2; revised, 1946, 257 § 7; 1947, 344 § 3. (See 1942, 1 § 9.)

SECT. 20, caption preceding section revised, 1947, 344 § 4; section amended, 1947, 344 § 5.

SECT. 21, caption preceding section changed, 1946, 257 § 9; section revised, 1946, 257 § 8.

SECT. 22, caption preceding section changed, 1942, 1 § 3; section amended, 1942, 1 § 4. (See 1942, 1 § 9.)

Chapter 16. — Department of Public Works.

SECT. 2 amended, 1946, 591 § 19; revised, 1949, 788 § 1. (See 1949, 788 § 2.)

SECT. 4 amended, 1947, 472 § 1. (See 1947, 472 § 2.)

SECT. 5 revised, 1941, 596 § 10; two sentences added at end, 1945, 308; section revised, 1946, 234 § 1; amended, 1947, 586. (See 1946, 234 § 2.)

SECT. 5A added, 1938, 407 § 1 (establishing a division of waterways in the department of public works); amended, 1946, 591 § 20. (See 1941, 695 § 14; 1946, 582 § 5.)

SECT. 6 amended, 1935, 418 § 1; 1939, 393 § 2; 1945, 241 § 2; revised, 1948, 201 § 1. (See 1939, 393 § 5; 1945, 241 § 3; 1948, 201 § 4.)

SECT. 8 added, 1947, 472 § 3 (relative to the powers and duties of the public works building police).

Chapter 17. — Department of Public Health.

SECT. 2 amended, 1946, 591 § 21; 1947, 658 § 1.

SECT. 3 revised, 1939, 233 § 1; amended, 1946, 591 § 22. (See 1939, 233 §§ 2, 3.)

SECT. 4 revised, 1941, 596 § 11; 725 § 1. (See 1941, 725 §§ 4-6.)

SECT. 5 revised, 1948, 323.

SECT. 5A added, 1947, 658 § 2 (increasing the salary of the director of sanitary engineering and chief sanitary engineer in the department of public health).

SECT. 6 revised, 1941, 725 § 2. (See 1941, 725 §§ 4-6.)

SECT. 7 revised, 1941, 725 § 3. (See 1941, 725 §§ 4-6.)

Chapter 18. — Department of Public Welfare.

SECT. 2 amended, 1946, 591 § 23.

SECT. 5 revised, 1948, 310 § 23. (See 1948, 310 § 31.)

SECT. 7 amended, 1935, 311 § 1; revised, 1941, 596 § 12.

SECT. 8 revised, 1941, 351 § 2.

SECT. 9 revised, 1941, 596 § 13.

SECT. 11 repealed, 1945, 336 § 1.

SECT. 15 amended, 1945, 336 § 2.

SECTS. 11-16 repealed and heading preceding section 11 stricken out, 1948, 310 § 24. (See 1948, 310 § 31.)

SECTS. 17 and 18 added, under caption "STATE BOARD OF HOUSING", 1933, 364 § 1 (establishing within the department a state board of housing).

SECT. 17 amended, 1935, 449 § 1; 1938, 485 § 1; repealed, 1948, 260 § 1. (See 1938, 485 § 2; 1948, 260 §§ 5, 6.)

SECT. 18 amended, 1935, 449 § 1A; first sentence revised, 1941, 596 § 14; repealed, 1948, 260 § 1. (See 1948, 260 §§ 5, 6.)

Chapter 19. — Department of Mental Health (former title, Department of Mental Diseases).

SECT. 1 revised, 1938, 486 § 2; 1939, 511 § 1. (See 1938, 486 §§ 1, 21, 22; 1939, 511 § 3.)

SECT. 2 revised, 1938, 486 § 3; 1939, 511 § 2; 1946, 591 § 24. (See 1938, 486 §§ 21, 22; 1939, 511 § 3.)

SECT. 3 repealed, 1938, 486 § 4.

SECT. 4 revised, 1938, 486 § 5. (See 1938, 486 §§ 21, 22.)

SECT. 4A amended, 1938, 486 § 6. (See 1938, 486 §§ 21, 22.)

SECT. 5 amended, 1935, 314 § 2, 421 § 3. (See 1935, 421 §§ 5, 6.)

Chapter 20. — Department of Agriculture.

SECT. 2 amended, 1946, 591 § 25.

SECT. 4 amended, 1933, 74 § 1; revised, 1934, 340 § 1; amended, 1941, 490 § 2; revised, 1941, 596 § 15; amended, 1943, 447. (See 1934, 340 § 18.)

SECT. 6 added, 1934, 340 § 2 (experts and assistants in division of livestock disease control). (See 1934, 340 § 18.)

SECTS. 7-9 added, under caption "DIVISION OF MILK CONTROL", 1941, 691 § 1. (See 1941, 691 §§ 3-6.)

SECT. 7 revised, 1945, 497 § 1. (See 1945, 497 § 2.)

(For prior temporary legislation, see 1934, 376; 1936, 300; 1938, 334; 1939, 413; 1941, 418 § 1; 631 § 1.)

Chapter 21. — Department of Conservation.

SECT. 1 amended, 1934, 340 § 3; revised, 1939, 491 § 1. (See 1934, 340 § 18; 1939, 491 § 12.)

SECT. 2 amended, 1946, 591 § 26.

SECT. 3 revised, 1933, 75 § 1; amended, 1934, 340 § 4; revised, 1939, 491 § 2. (See 1934, 340 § 18; 1939, 491 § 12.)

SECTS. 3A and 3B repealed, 1932, 180 § 4.

SECT. 4 revised, 1939, 491 § 3; amended, 1946, 591 § 27. (See 1939, 491 § 12.)

SECT. 6 revised, 1939, 491 § 4; amended, 1946, 591 § 28. (See 1939, 491 § 12.)

SECT. 6A inserted, 1941, 599 § 3 (establishing a bureau of law enforcement in the division of fisheries and game). (See 1941, 599 § 4A.)

SECT. 7 revised, 1933, 329 § 3; 1937, 413 § 1. (See 1937, 413 §§ 3, 4.)

SECT. 7A added, 1934, 173 § 1 (establishing the office of state ornithologist in the division of fisheries and game); revised, 1939, 491 § 5. (See 1934, 173 § 2; 1939, 491 § 12.)

SECTS. 7B and 7C added, 1939, 491 § 6 (relative to the division of wildlife research and management). (See 1939, 491 § 12.)

SECT. 7B amended, 1946, 591 § 29.

SECT. 8 repealed, 1939, 491 § 7. (See 1939, 491 § 12.)

SECT. 8A revised, 1933, 329 § 4. Section stricken out and new sections 8A-8C added, 1939, 491 § 8. (See 1939, 491 § 12.)

SECT. 8A amended, 1946, 591 § 30.

SECTS. 8B-8C stricken out and new sections 8B-8D inserted, 1941, 598 § 6. (See 1941, 598 §§ 8, 9.)

SECTS. 9 and 10 repealed, 1934, 340 § 5. (See 1934, 340 § 18.)

SECT. 11 revised, 1933, 75 § 2; section and its caption stricken out and new section inserted under the caption "DIVISION OF PARKS AND RECREATION", 1939, 491 § 9; section amended, 1946, 343; revised, 1946, 591 § 31. (See 1939, 491 § 12.)

SECT. 12 revised, 1933, 75 § 3; amended, 1941, 490 § 3.

Chapter stricken out and new chapter 21 inserted, 1948, 651 § 1. (See 1948, 651 §§ 2-7.)

The following references are to chapter 21 as so inserted:

SECT. 5, first sentence of last paragraph amended, 1949, 350.

SECT. 9 added, 1948, 660 § 1 (establishing the office of chief moth superintendent). (See 1948, 660 § 26.)

Chapter 22. — Department of Public Safety.

SECT. 2 amended, 1946, 591 § 32; 1948, 517 § 1; 1949, 690. (See 1948, 517 § 2.)

SECT. 4 revised, 1946, 591 § 33; 1948, 634 § 1. (See 1948, 634 § 3.)

SECT. 4A added, 1948, 634 § 2 (providing for the appointment of a chief of inspections in the department of public safety). (See 1948, 634 § 3.)

SECT. 7A amended, 1948, 318.

SECT. 7B added, 1945, 631 (relative to payment of compensation for injuries or death of officers or inspectors of the department of public safety performing police services).

SECT. 9A, sentence added at end, 1939, 503 § 4; same sentence revised, 1943, 175; paragraph added at end, 1947, 407; 1949, 502. (See 1939, 503 § 5.)

SECT. 9B amended, 1939, 508 § 11.

SECT. 9C added, 1933, 239 (relative to the uniform of members of the state police).

SECT. 9D added, 1945, 694 (relative to time off for certain members of the division of state police); amended, 1949, 487.

SECT. 11 revised, 1945, 643 § 1. (See 1945, 643 § 3.)

SECT. 13 added, 1943, 544 § 1 (establishing within the department of public safety, a board of standards and appeals); revised, 1945, 645 § 1; first two sentences revised, 1945, 722 § 3; 1946, 522. (See 1943, 544 § 7; 1945, 645 §§ 5, 6; 722 § 4.)

SECT. 14 added, 1945, 710 § 1 (establishing within the department of public safety a board of fire prevention regulations). (See 1945, 710 § 18.)

Chapter 23. — Department of Labor and Industries.

SECT. 2 revised, 1943, 321; 1946, 591 § 34.

SECT. 3 amended, 1934, 331 § 1; two sentences revised, 1935, 479 § 1; section amended, 1941, 490 § 4. (See 1935, 479 § 7.)

SECT. 4 amended, 1934, 331 § 2; 1935, 479 § 2; first two sentences amended, 1939, 261 § 1; section amended, 1941, 490 § 5; first two sentences revised, 1941, 596 § 16; same two sentences revised, 1941, 707 § 1. (See 1939, 261 § 25.)

SECT. 5 amended, 1935, 479 § 3. (See 1935, 479 § 7.)

SECT. 8 amended, 1939, 261 § 2. (See 1939, 261 § 25.)

SECT. 9 revised, 1935, 60 § 1.

SECT. 9A revised, 1932, 99; repealed, 1933, 73.

SECT. 9B repealed, 1933, 73.

SECT. 9C revised, 1932, 187; repealed, 1933, 73.

SECT. 9D repealed, 1939, 261 § 3.

SECT. 9E amended, 1941, 490 § 6.

SECT. 9G amended, 1939, 459 § 2. (See 1939, 459 § 3.)

SECT. 9H revised, 1933, 362; 1939, 261 § 4.

SECTS. 9I–9N added, 1935, 479 § 4 (establishing the Unemployment Compensation Commission, and defining its powers and duties); same sections revised and the powers and duties of the commission conferred and imposed upon the director of the division of unemployment compensation, 1939, 20 § 1; name of said division changed to division of employment security, 1941, 685 § 4. (See 1935, 479 §§ 6, 7; 1939, 20 §§ 6, 7, 8, 9.)

SECT. 9I, paragraph (a) revised, 1941, 685 § 4; 709 § 4; paragraph (b) revised, 1941, 596 § 17; 1946, 591 § 35. (See 1941, 685 § 6; 709 §§ 1–3.)

SECT. 9K, first sentence revised, 1941, 709 § 5; fourth sentence (as appearing in 1939, 20 § 1) revised, 1947, 610 § 1. (See 1941, 709 §§ 1-3.)

SECT. 9L amended, 1941, 709 § 6.

SECT. 9N, paragraph (b) revised, 1941, 611 § 1; section revised, 1941, 685 § 5; paragraph (a) amended, 1947, 610 § 2; paragraph (b) amended, 1946, 591 § 36; 1949, 720. (See 1941, 611 §§ 2, 3, 685 § 6.)

SECTS. 9O-9R added, under the caption "LABOR RELATIONS COMMISSION", 1938, 345 § 1 (incorporating the provisions of 1937, 436 relative to the labor relations commission as an addition to the general laws). (See 1938, 345 §§ 3, 4.)

SECT. 11A (and caption) added, 1934, 331 § 3 (division of occupational hygiene).

SECTS. 11B-11D added, under the caption "THE MASSACHUSETTS DEVELOPMENT AND INDUSTRIAL COMMISSION", 1937, 427 (establishing the Massachusetts development and industrial commission for the promotion and development of the industrial, agricultural and recreational resources of the commonwealth).

SECT. 11C revised, 1941, 596 § 17A.

SECTS. 11E-11L added, under the caption "DIVISION OF APPRENTICE TRAINING", 1941, 707 § 2. (For prior temporary legislation see 1938, 448; 1939, 471.)

Chapter 24. — Department of Industrial Accidents.

SECT. 2 amended, 1946, 509 § 1; 591 § 37. (See 1946, 509 § 2.)

SECT. 2A added, 1949, 460 (placing the department under the supervision and control of the chairman).

SECT. 3B added, 1945, 60 (establishing a division of self-insurance in the department, and defining its powers and duties).

Chapter 25. — Department of Public Utilities.

SECT. 2 amended, 1946, 591 § 38.

SECT. 3 revised, 1949, 257.

SECT. 4 revised, 1938, 221.

SECT. 8A added, 1939, 442 § 2 (authorizing the appointment of employees for the administration and enforcement of the sale of securities law).

SECT. 9A added, 1933, 76 § 2 (providing for certain employees serving directly under the commission of the department to perform its duties relative to smoke abatement in Boston and vicinity); repealed, 1934, 352 § 2.

SECT. 10 amended, 1933, 76 § 3; 1934, 352 § 3; 1939, 442 § 3.

SECT. 10A added, 1933, 76 § 4 (providing for the apportionment of expenses incurred by the department in the performance of its duties relative to smoke abatement in Boston and vicinity); repealed, 1934, 352 § 4.

SECTS. 11 and 12 repealed, 1935, 411 § 1. (See 1935, 411 § 2.)

SECT. 12A revised, 1938, 445 § 1; repealed, 1939, 442 § 1.

SECT. 12B revised, 1932, 290 § 2; repealed, 1939, 442 § 1.

SECTS. 12C-12F repealed, 1933, 76 § 1; new sections 12C-12E added, under caption "DIVISION OF SMOKE INSPECTION", 1934, 352 § 1.

SECT. 12C revised, 1941, 596 § 18.

SECT. 12F added, 1935, 405 § 1 (establishing in the department a commercial motor vehicle division, under the charge of a director thereof); phrase added at end, 1935, 477 § 2; section amended, 1939, 335 § 1; revised, 1941, 596 § 19; new sentence added at end, 1941, 653 § 1. (See 1939, 335 § 2.)

SECT. 12G added, 1936, 117 (authorizing the director of the commercial motor vehicle division in the department of public utilities to summon witnesses, administer oaths and take testimony).

Chapter 26. — Department of Banking and Insurance.

For temporary legislation providing for the liquidation of certain trust companies, see 1939, 515; 1941, 143; 1943, 122.

SECT. 2 amended, 1943, 315; 1946, 591 § 39; 1949, 786.

SECT. 3 revised, 1941, 596 § 20.

SECT. 4 revised, 1941, 596 § 21.

SECT. 6 amended, 1943, 317; 1946, 591 § 40.

SECT. 8A revised, 1934, 2; amended, 1935, 419; second sentence revised, 1947, 94.

SECT. 9 amended, 1947, 260 § 1.

SECT. 10, sentence added at end, 1943, 346; section amended, 1947, 260 § 2.

Chapter 27. — Department of Correction.

SECT. 1 amended, 1946, 591 § 41.

SECT. 2 revised, 1939, 90; 1941, 596 § 22.

SECT. 4 repealed, 1941, 690 § 7.

SECT. 5 revised, 1934, 350 § 1; 1937, 399 § 1; 1948, 586. (See 1934, 350 §§ 2-4; 1937, 399 §§ 3-6.)

SECT. 5A added, 1941, 690 § 6 (relative to the employment of agents and employees of the parole board to perform duties in connection with the release of prisoners); last sentence stricken out, 1945, 449 § 1. (See 1941, 690 §§ 8, 10.)

Chapter 28. — Metropolitan District Commission.

For legislation abolishing the metropolitan district water supply commission and transferring its functions to the metropolitan district commission, see 1947, 583.

SECT. 2 amended, 1946, 591 § 42; revised, 1949, 795.

SECT. 3 revised, 1936, 244 § 1; 1941, 596 § 23. (See 1936, 244 § 4.)

SECT. 4 amended, 1936, 244 § 2. (See 1936, 244 § 4.)

SECTS. 5 and 6 repealed, 1941, 466 § 6.

Chapter 29. — State Finance.

For temporary legislation as to emergency state financing, see 1933, 49, 104, 307, 341, 365, 367, 368; 1934, 41, 66, 313, 335; 1935, 221, 300, 380, 392, 456; 1936, 309; 1937, 338; 1938, 20, 57, 481, 501 § 3; 1939, 288, 417, 418, 496; 1941, 129; 1943, 413; 1945, 324; 1947, 206.

For legislation relative to the collection of certain taxes and other

charges due the commonwealth, see 1943, 568; 1945, 325, 712; 1946, 615.

SECT. 1, paragraph added at end, 1939, 502 § 1; same paragraph revised, 1941, 509 § 2; same paragraph stricken out, 1945, 242 § 2. (See 1941, 509 § 9.)

SECT. 3 revised, 1939, 502 § 2; amended, 1945, 242 § 3.

SECT. 4 amended, 1939, 502 § 3; 1945, 242 § 4.

SECT. 5 revised, 1939, 502 § 4; 1941, 656 § 2; 1945, 242 § 5; 637 § 2. (See 1941, 656 § 17; 1945, 279.)

SECT. 5A amended, 1939, 502 § 5; 1945, 242 § 6.

SECT. 6 amended, 1937, 426 § 1; revised, 1939, 502 § 6; amended, 1941, 490 § 7; 656 § 3; revised, 1945, 242 § 7; fifth sentence revised. 1945, 548 § 2. (See 1937, 426 § 2; 1941, 656 § 17; 1945, 548 § 3.)

SECT. 8 revised, 1947, 312.

SECT. 8A added, 1939, 427 (relative to competitive bidding on state contracts); revised, 1941, 547 § 1.

SECT. 9A revised, 1939, 502 § 7; amended, 1941, 656 § 4; 1945, 242 § 8. (See 1941, 656 § 17.)

SECT. 9B added, 1941, 564 § 1 (providing for the allotment of certain appropriations by the governor). (See 1941, 564 § 2.)

SECT. 10 amended, 1936, 256; revised, 1939, 502 § 8; 1941, 656 § 5; amended, 1945, 242 § 9; repealed, 1945, 637 § 3. (See 1941, 656 § 17; 1945, 279.)

SECT. 11 amended, 1939, 502 § 9; 1941, 656 § 6; repealed, 1945, 242 § 10. (See 1941, 656 § 17.)

SECT. 12 amended, 1939, 502 § 10; revised, 1945, 242 § 11; 637 § 4. (See 1945, 279.)

SECT. 14 revised, 1939, 502 § 11; 1945, 242 § 12.

SECT. 18, last sentence revised, 1945, 248 § 3. (See 1945, 248 §§ 4, 5.)

SECT. 20A added, 1937, 407 (relative to public inspection of certain orders and claims, in advance of approval or rejection thereof, in connection with state contracts).

SECT. 25 amended, 1941, 656 § 7. (See 1941, 656 § 17.)

SECT. 26 revised, 1939, 502 § 12; amended, 1941, 656 § 8; 1945, 242 § 13; revised, 1947, 636 § 1. (See 1941, 656 § 17.)

SECT. 27 amended, 1937, 359; revised, 1939, 502 § 13; amended, 1941, 656 § 9; revised, 1947, 636 § 2. (See 1941, 656 § 17.)

SECT. 29 amended, 1939, 502 § 14; 1943, 345; revised, 1947, 636 § 3.

SECT. 31, last sentence amended, 1932, 127 § 2; section amended, 1941, 508; last sentence amended, 1945, 545; section revised, 1945, 635 § 1; 1946, 580 § 1; 1949, 386. (See 1946, 580 § 3; 1947, 527; 1948, 501.)

SECT. 31A added, 1946, 520 (providing for payment of accumulated vacation allowances of state employees upon death or separation from service).

SECT. 31B added, 1946, 580 § 2 (providing that teachers in certain state institutions may be paid weekly).

SECT. 34 amended, 1936, 333; 1948, 396; affected, 1946, 608 § 3.

SECT. 38, subdivision (h) added, 1934, 356; first paragraph amended, 1945, 658 § 7. (See 1945, 658 § 11.)

SECT. 47 stricken out and sections 47, 47A inserted, 1945, 637 § 5. (See 1945, 279.)

SECT. 48A added, 1937, 252 (authorizing the use of facsimile signatures of the governor on certain bonds and notes of the commonwealth); amended, 1946, 128.

SECT. 50 revised, 1939, 502 § 15; 1941, 656 § 10; 1945, 242 § 14. (See 1941, 656 § 17.)

SECT. 62 repealed, 1943, 83 § 2.

SECT. 63 added, 1937, 157 (providing for taxpayers' petitions for enforcement of certain provisions of law relative to state finance).

Chapter 30. — General Provisions Relative to State Departments, Commissions, Officers and Employees.

Provisions relative to expenses incurred for certain meals by state employees, 1933, 174 § 8; 1934, 162 § 6; 1935, 249 § 7; 1936, 304 § 7; 1937, 234 § 6; 1938, 356 § 5; 1939, 309 § 4; 1941, 419 § 4; 1943, 68 § 4; 370 § 4.

Provisions relative to the purchase of passenger automobiles, 1939, 309 § 4; 1941, 419 § 4; 1943, 68 § 4; 370 § 4.

Provisions relative to expenses incurred by state employees in the operation of motor vehicles, 1939, 309 § 5; 1941, 419 § 5; 1943, 68 § 5; 370 § 5; 1945, 404 § 5; 682 § 4; 1946, 309 § 5; 617 § 5; 1947, 219 § 5; 685 § 5.

For legislation relative to commencement of terms of certain state officers, see 1939, 304.

SECT. 7 revised, 1937, 414 § 1; amended, 1941, 512; 1947, 376.

SECT. 9A added, 1946, 269 (regulating the separation from the service of the commonwealth of certain war veterans holding unclassified offices or positions); revised, 1947, 242.

SECT. 9B added, 1946, 524 (protecting certain officers and employees of the commonwealth against arbitrary removal).

SECT. 24 revised, 1937, 430; 1945, 508; 1946, 408.

SECT. 24A added, 1945, 565 (relative to compensation for state employees who are required to work on state-wide legal holidays); amended, 1946, 411; revised, 1948, 498.

SECT. 26 repealed, 1948, 255.

SECT. 28 revised, 1941, 656 § 11. (See 1941, 656 § 17.)

SECT. 30A amended, 1945, 580 § 5.

SECT. 32 revised, 1939, 499 § 4; 1945, 292 § 4.

SECT. 32A added, 1939, 499 § 4A (relative to the force and effect of rules and regulations included in annual reports); repealed, 1945, 292 § 5.

SECT. 33 revised, 1939, 499 § 5; 1945, 292 § 6; amended, 1948, 67.

SECT. 33A amended, 1939, 499 § 6; 1945, 292 § 7.

SECT. 35 amended, 1945, 580 § 6. (See 1945, 580 § 9.)

SECT. 36 revised, 1948, 584 § 1.

SECT. 39 revised, 1934, 351; amended, 1935, 217 § 1; revised, 1935, 472 § 1.

SECT. 42 revised, 1936, 359; amended, 1941, 450 § 1; 1948, 21.

SECT. 44B added, 1941, 678 § 1 (relative to pipe lines for conveying petroleum and its products and by-products).

SECT. 45, first sentence amended, 1947, 678 § 1; section revised, 1948, 311 § 1. (See 1948, 311 §§ 4, 5.)

SECT. 46 revised, 1947, 613 § 1; 1948, 311 § 2; salary schedules revised, 1949, 785 § 1; paragraph (6) amended, 1949, 406 § 1; paragraph (8) revised, 1949, 406 § 2. (See 1947, 613 §§ 2, 3; 1948, 311 §§ 4, 5; 1949, 406 §§ 3-6.)

SECT. 47, last sentence revised, 1941, 656 § 12; same sentence stricken out, 1945, 637 § 6; section revised, 1948, 311 § 3. (See 1941, 656 § 17; 1945, 279; 1948, 311 §§ 4, 5; 1949, 406 § 3.)

SECTS. 53-57 added, 1945, 485 (providing for the prompt disposition of certain grievances of state employees relating to their employment).

Chapter 31. — Civil Service.

For temporary legislation protecting the civil service rights of certain persons in the military or naval service of the United States, see 1941, 708; 1943, 172, 338, 548; 1945, 610; 1946, 61, 62, 238, 271 §§ 1-4; 1947, 4, 11, 14, 71, 203, 367; 1948, 447; 1949, 169.

For temporary legislation relative to transfers of civil service employees during the present emergency, see 1943, 492.

For legislation protecting the civil service rights of certain employees who are veterans attending school or "on-the-job" training under the G. I. Bill of Rights, see 1948, 228.

For legislation relative to promotional examinations for principal interviewer in the division of employment security, see 1948, 263.

For legislation subjecting certain employees of the division of employment security to the civil service laws, see 1949, 773.

SECT. 1, definitions contained in fourth to eighth lines revised, 1939, 238 § 9; revised, 1945, 703 § 1. (See 1939, 238 §§ 52-55.)

SECT. 2 revised, 1939, 238 § 10; 1945, 725 § 1.

SECT. 2A added, 1939, 238 § 11 (relative to the duties of the director of civil service); clause (b) revised, 1939, 506 § 1; clause (e) revised, 1941, 402 § 2; clause (c) amended, 1941, 721; section revised, 1945, 725 § 2. (See 1939, 238 §§ 52-55.)

SECT. 3, clause (g) added, 1937, 223 (giving preference to blind persons in the employment of typists in certain cases by state departments, boards and commissions); section amended, 1939, 238 § 12; revised, 1939, 498 § 1; clause (a) revised, 1941, 190; section revised, 1945, 702. (See 1939, 238 §§ 51-55.)

SECT. 4, fourth paragraph amended, 1938, 72; paragraph in line 19 stricken out and new paragraph inserted, 1941, 49; sixth paragraph revised, 1932, 282 § 1; section amended, 1939, 238 § 13; paragraph added at end, 1939, 256 § 1; paragraphs added at end by 1941, 625 § 1, 1941, 627 § 1 and 1941, 686 § 2, respectively; paragraphs added at end by 1943, 246 § 1 and 1943, 402 § 1, respectively; section revised, 1945, 701 § 4; paragraph in line 22 revised, 1949, 397; paragraph added at end, 1949, 765 § 1; 1949, 779 § 1. (See 1932, 282 § 4; 1943, 246 § 2; 402 § 2; 1949, 765 § 2; 779 § 2.)

SECT. 5 amended, 1935, 405 § 2; 1936, 244 § 3; 1939, 238 § 14; revised, 1941, 402 § 3; amended, 1945, 355; 701 § 4A; 1948, 387 § 2. (See 1948, 387 § 1.)

SECT. 5A added, 1937, 414 § 2 (relative to the employment by certain municipal officers of persons to serve in a confidential capacity).

SECT. 6, first sentence revised, 1949, 430; sentence added at end, 1932, 260; same sentence amended, 1939, 238 § 15.

SECT. 6A added, 1935, 228 (dispensing with educational requirements as a condition of taking certain civil service examinations).

SECT. 7 revised, 1939, 397.

SECT. 8 amended, 1939, 238 § 16; revised, 1939, 396; 1945, 703 § 3.

SECT. 10 revised, 1939, 238 § 17; 1939, 498 § 2; last sentence stricken out and five sentences inserted, 1945, 703 § 4.

SECT. 12 amended, 1939, 238 § 18; revised, 1945, 704 § 1; amended, 1946, 271 § 5; paragraph added at end, 1948, 121 § 1. (See 1948, 121 § 2.)

SECT. 12A added, 1945, 704 § 2 (providing procedure for reviewing markings on civil service examination papers); revised, 1948, 297.

SECT. 13 amended, 1938, 174 § 2; revised, 1945, 703 § 5.

SECT. 13A amended, 1939, 238 § 19; revised, 1945, 725 § 3.

SECT. 14 amended, 1939, 238 § 20; repealed, 1945, 725 § 5.

SECT. 15 revised, 1939, 238 § 21; 1939, 506 § 2; 1941, 491; second paragraph revised, 1945, 704 § 3; last paragraph stricken out and three paragraphs inserted, 1945, 704 § 4; section revised, 1946, 103; paragraph A amended, 1948, 489; paragraph added at end, 1947, 13.

SECT. 15A added, 1933, 267 (restricting the appointment of persons for temporary employment under the civil service laws); amended, 1934, 105; repealed, 1943, 523.

SECT. 15B added, 1943, 520 (authorizing certain promotions from the labor service to the official service of a department, board or commission under the civil service laws); amended, 1946, 52.

SECTS. 15C and 15D added, 1945, 704 § 5 (requiring lists of civil service officers and employees to be filed annually with the director of civil service and establishing the method of determining seniority).

SECT. 15C amended, 1946, 53.

SECT. 15D, paragraph 2 revised, 1947, 426; definition of "Absence" revised, 1949, 167.

SECT. 15E added, 1946, 540 (providing that injuries received by persons employed in a provisional capacity shall not disqualify them for permanent employment under the civil service laws).

SECT. 16A added, 1939, 506 § 3 (relative to transfers under the civil service laws); revised, 1945, 703 § 6.

SECT. 17 amended, 1934, 94; revised, 1939, 76; amended, 1939, 238 § 22.

SECT. 18 amended, 1939, 238 § 23; revised, 1945, 703 § 9; amended, 1947, 22.

SECT. 18A added, 1941, 627 § 4 (positions in the labor service of the department of public works to be classified by districts); sentence added at end, 1945, 389.

SECT. 19A added, 1932, 146 (relative to appointments to the regular fire forces in certain cities having reserve fire forces); amended, 1939, 238 § 24; revised, 1941, 38; amended, 1943, 530; revised, 1949, 55.

SECT. 19B added, 1949, 288 (relative to appointments of intermittent firemen to the regular force in cities and towns).

SECT. 20 amended, 1939, 238 § 25; revised, 1939, 419 § 3; 1945, 704 § 6; 1947, 354 § 1. (See 1947, 354 § 2.)

SECT. 20A amended, 1939, 238 § 26; revised, 1941, 39.

SECT. 20B added, 1937, 416 § 3 (providing for appointments to the regular police force of the metropolitan district commission from the list of members of the reserve police force); amended, 1939, 238 § 27; repealed, 1939, 441 § 2. (See 1937, 416 § 5; repealed, 1939, 441 § 3.)

SECT. 20C added, 1941, 621 (relative to appointments to the regular police force in certain cities and towns).

SECT. 20D added, 1945, 703 § 2 (relative to the serving of probationary periods in offices and positions subject to civil service).

SECT. 21 amended, 1932, 89; revised, 1933, 137; amended, 1939, 238 § 28; 1943, 194, 469; 1946, 216.

SECT. 22 amended, 1939, 238 § 29; paragraph added at end, 1946, 345.

SECT. 22A added, 1946, 221 (making certain veterans eligible for examinations and appointment to police and fire departments notwithstanding certain age requirements); revised, 1947, 287.

SECT. 23 amended, 1939, 238 § 30; sentence added at end, 1949, 642 § 1.

SECT. 24 amended, 1939, 238 § 31; sentence added at end, 1949, 642 § 2.

SECT. 25 amended, 1939, 238 § 32; 1946, 145; revised, 1948, 407.

SECT. 29 amended, 1939, 238 § 33; revised, 1945, 725 § 4; amended, 1948, 138.

SECT. 30 amended, 1939, 238 § 34; repealed, 1945, 725 § 5.

SECT. 31 amended, 1939, 238 § 35; revised, 1939, 422 § 1.

SECT. 31A added, 1939, 422 § 2 (relative to the making of reports by department heads pertaining to civil service employees).

SECT. 31B added, 1941, 165 § 1 (relative to the preparation and keeping of rosters of positions in the classified civil service and incumbents thereof in connection with the payment of salaries or compensation). (See 1941, 165 § 2.)

SECT. 32 amended, 1939, 238 § 36; revised, 1939, 420 § 1.

SECT. 32A added, 1939, 420 § 2 (providing that records and files relating to civil service employees be public records); repealed, 1945, 703 § 10.

SECT. 33 amended, 1939, 238 § 37; revised, 1939, 420 § 3.

SECT. 34 amended, 1939, 238 § 38; revised, 1939, 420 § 4.

SECT. 35 repealed, 1941, 559.

SECT. 36 amended, 1939, 238 § 39; revised, 1945, 701 § 1.

SECT. 37 amended, 1939, 238 § 40.

SECT. 38 amended, 1939, 238 § 41; revised, 1939, 422 § 3.

SECT. 39 amended, 1939, 238 § 42.

SECT. 40 amended, 1939, 238 § 43; repealed, 1945, 703 § 10.

SECT. 42 amended, 1939, 238 § 44.

SECT. 42A repealed, 1945, 667 § 4.

SECT. 42B repealed, 1945, 667 § 4.

SECT. 43 revised, 1945, 667 § 1; paragraph (f) revised, 1946, 379; section revised, 1947, 373 § 1; paragraph (a) amended, 1949, 170 § 1; second sentence revised, 1949, 429 § 1; paragraphs (b) and (c) revised, 1948, 240; paragraph (e), first sentence revised, 1949, 429 § 2.

SECT. 45 amended, 1934, 249 § 2; revised, 1945, 667 § 2.

SECT. 45A added, 1934, 190 (providing a method of avoiding multiplicity of petitions for judicial review to determine seniority rights in the classified labor service); amended, 1941, 166.

SECT. 45B added, 1941, 135 (requiring clerks of district courts to furnish certain information to the director of civil service); amended, 1945, 667 § 3.

SECT. 46 amended, 1932, 282 § 2; revised, 1934, 249 § 1; amended, 1941, 257; repealed, 1945, 667 § 4.

SECT. 46B amended, 1939, 238 § 45; repealed, 1945, 667 § 4.

SECTS. 46C and 46D added, 1933, 320 (providing for the reinstatement of certain municipal officers and employees).

SECT. 46C amended, 1934, 84; 1936, 66; revised, 1938, 297 § 1; amended, 1939, 238 § 46; revised, 1945, 704 § 8; amended, 1947, 373 § 2.

SECT. 46D repealed, 1945, 704 § 7.

SECT. 46E added, 1934, 207 (providing that a leave of absence of less than six months shall not be deemed a separation from the classified civil service in certain cases); first paragraph revised, 1945, 703 § 7; paragraph added at end, 1936, 297; same paragraph amended, 1939, 238 § 47; 1941, 136.

SECT. 46F added, 1935, 337 (providing for the reinstatement of members of the police force of the metropolitan district commission in certain cases); amended, 1939, 238 § 48; repealed, 1945, 704 § 7.

SECT. 46G added, 1935, 408 (relative to seniority rights in respect to the suspension and re-employment of persons in the classified civil service in certain cases); revised, 1938, 297 § 2; 1945, 704 § 9; amended, 1949, 170 § 2.

SECT. 46H added, 1936, 287 § 1 (providing for the reinstatement in the classified civil service of retired municipal officers and employees in certain cases of invalid retirement); amended, 1939, 238 § 49.

SECT. 46I added, 1945, 703 § 8 (providing for the establishment of re-employment lists of persons separated from the official or labor service otherwise than by resignation or discharge); amended, 1946, 60; revised, 1947, 12.

SECT. 46J added, 1946, 288 (relative to the right of civil service employees to petition the general court and to appear before committees thereof).

SECT. 47 revised, 1945, 701 § 2.

SECT. 47A added, 1941, 195 (providing that certain employees in the classified public service shall not be subject to a probationary period); revised, 1945, 701 § 3; second paragraph amended, 1946, 59; first two paragraphs revised, 1948, 278.

SECT. 47B added, 1941, 290 (relative to the classification and establishment of seniority of certain civil service employees); revised, 1945, 701 § 5.

SECTS. 47C and 47D added, 1941, 402 § 1 (establishing a merit system, substantially similar to the civil service system, for certain officers and employees of local boards of public welfare). (See 1941, 402 §§ 4-9.)

SECT. 47C amended, 1941, 588 § 1. (See 1941, 588 § 3.)

SECT. 48 revised, 1945, 701 § 6; paragraph added at end, 1947, 239.

SECT. 49 repealed, 1945, 701 § 7.

SECT. 49A added, 1939, 183 (authorizing cities and towns to place certain offices under the civil service laws by vote of the voters thereof); revised, 1941, 414; revised, 1945, 701 § 8.

Chapter 32. — Retirement Systems and Pensions.

For temporary legislation protecting the retirement rights of certain persons in the military or naval service of the United States, see 1941, 708; 1943, 172, 419, 548; 1945, 455, 610, 699; 1947, 4, 11, 14, 203, 367.

For legislation relative to the temporary re-employment of former officers and employees of the commonwealth or of any political subdivision thereof during the continuance of the existing state of war between the United States and any foreign country, see 1942, 16; 1943, 502; 1946, 55. 306.

For legislation relative to the retirement of assistant attorneys general, see 1948, 659.

For legislation relative to the retirement of county commissioners, see 1948, 662.

SECT. 1, new paragraph added, 1934, 360 § 1. (See 1934, 360 § 5; 1937, 271.)

SECT. 2, paragraphs (10) and (11) revised, 1935, 390.

SECT. 3, paragraph (4) revised, 1932, 268.

SECT. 4, sentence added at end of paragraph (2) A (c), 1934, 360 § 2; paragraph (3) amended, 1936, 370 § 1. (See 1934, 360 § 5; 1936, 370 § 2; 1937, 271.)

SECT. 5, paragraph added at end of paragraph (2) C (c), 1934, 360 § 3; paragraph H added at end, 1934, 360 § 4. (See 1934, 360 § 5; 1937, 271.)

Secls. 1-5, as amended, stricken out and sixteen new sections 1-5A inserted, 1938, 439 § 1. (See 1938, 439 §§ 6, 7; 1939, 16 §§ 1, 2.)

The following references to sections 1 to 5A apply to sections inserted by 1938, 439 § 1:

SECT. 1, definition of "Member" revised, 1941, 379 § 1.

SECT. 2, paragraph (5) amended, 1941, 194 § 3; paragraph (14) amended, 1939, 503 § 1; subparagraph entitled "*Group 1*" of paragraph (14) amended, 1945, 630; paragraph (15) stricken out and new paragraphs (14A) and (15) inserted, 1939, 503 § 2; paragraph (16) amended, 1939, 433. (See 1939, 503 § 5.)

SECT. 4, paragraph (1) (a) amended, 1941, 670 § 1.

SECT. 4F, paragraph (1) revised, 1941, 379 § 2, 722 § 2; paragraph (2) revised, 1941, 722 § 3; paragraph (4) revised, 1941, 379 § 3.

SECT. 4H, paragraph added at end, 1941, 379 § 4.

SECT. 5A, paragraph (3) (a) amended, 1939, 451 § 3; paragraph (8) revised, 1939, 508 § 12; 1945, 38 § 5.

SECT. 6, definition of "Teacher" amended, 1937, 232 § 1; same definition revised, 1938, 444 § 1; paragraph defining "Salary" inserted, 1941, 671 § 1. (See 1941, 671 §§ 2, 3.)

SECT. 7, first sentence of paragraph (3) revised, 1937, 232 § 2; same paragraph amended, 1938, 385; paragraph (4) amended, 1932, 127 § 18; paragraph (5) added, 1937, 232 § 3; paragraph (6) added, 1938, 444 § 2. (See 1937, 232 § 4.)

SECT. 9, paragraph (1) amended, 1939, 508 § 13; paragraph (2) revised, 1937, 438 § 1; amended, 1939, 508 § 14; revised, 1943, 498; last sentence amended, 1945, 38 § 6; paragraph (5) added at end, 1937, 302; paragraph (6) added, 1938, 444 § 3. (See 1939, 508 § 17.)

SECT. 10, paragraph (2) revised, 1932, 255; paragraph (4) amended, 1937, 438 § 2; paragraph (8) amended, 1936, 386 § 1; paragraph (10) amended, 1936, 386 § 2; revised, 1937, 438 § 3; paragraphs (11) and (12) stricken out, 1937, 438 § 4; paragraph (17) amended, 1938, 444 § 4; paragraph (19) revised, 1938, 444 § 5; paragraph (20) added, 1938, 444 § 6.

SECT. 11, paragraph (1) revised, 1943, 337 § 1; paragraph (2) stricken out, 1943, 337 § 2; paragraph (5) revised, 1936, 400 § 2. (See 1943, 337 § 3.)

SECT. 16, paragraph (2) revised, 1939, 508 § 15; 1945, 292 § 8.

SECT. 19, second paragraph revised, 1939, 451 § 4.

SECT. 20,* paragraph added, 1934, 258 § 1.

SECT. 23,* paragraph (5) revised, 1934, 258 § 2.

SECT. 24,* paragraph (2) A amended, 1935, 243.

SECT. 25,* paragraph (2) A (b) revised, 1936, 301 § 1; paragraph (2) B (b) revised, 1936, 301 § 2; paragraph (F) added at end, 1936, 301 § 3.

SECTS. 20-25, as amended, and the heading before said section 20, stricken out and new sections 20-25I inserted, under heading "COUNTY AND CERTAIN HOSPITAL DISTRICT RETIREMENT SYSTEMS", 1936, 400 § 1 (providing for contributory retirement systems for counties and certain hospital districts). (See 1936, 400 § 5; 1937, 336 § 3.)

The following references to sections 20-25I apply to sections inserted by 1936, 400 § 1:

SECT. 20, definitions of "Employee" and of "Regular interest" revised, 1937, 336 § 1; definition of "Employee" revised, 1938, 217, 464 § 3; definition of "Member" revised, 1941, 379 § 5.

SECT. 21, paragraph (1) (a), revised, 1939, 158 § 1; 1941, 670 § 2; paragraphs (1) (b), (1) (c) and (1) (d) revised, 1937, 336 § 2; paragraph (1) (e) revised, 1941, 670 § 3; paragraph (f) added at end of subdivision (1), 1939, 158 § 2; stricken out, 1941, 670 § 3A; subdivision (2) revised, 1941, 335; subdivision (3) amended, 1941, 670 § 4. (See 1937, 336 § 3.)

SECT. 22, paragraph (5) amended, 1937, 336 § 4; 1941, 670 § 5.

SECT. 23, paragraph added at end of subdivision (1), 1937, 336 § 5.

SECT. 24, subdivision (1) amended, 1941, 670 § 6; subdivision (3) inserted after subdivision (2) (c), 1943, 425 § 1.

SECT. 25, paragraph (1) amended, 1941, 670 § 7; first clause of paragraph (2) revised, 1937, 336 § 6.

SECT. 25B, revised, 1941, 379 § 6.

SECT. 25D, revised, 1941, 379 § 7.

SECT. 25F, paragraph (6) amended, 1937, 336 § 7.

SECT. 25G, paragraph (1) (a) amended, 1937, 336 § 8; paragraph (1) (d) amended, 1937, 336 § 9.

SECT. 25H, paragraph (1) revised, 1941, 113 § 2.

SECT. 25I, last paragraph revised, 1937, 336 § 10.

SECTS. 26-31 stricken out and new sections 26-31I inserted, 1936, 318 § 1 (providing for contributory retirement systems for cities and towns that may be accepted by them). (See 1936, 318 §§ 5-7.)

The following references to sections 26 to 31I are to sections inserted by 1936, 318 § 1:

SECT. 26, definitions of "Employee" and of "Regular interest" re-

* See later amendments to sections 20 to 25, inclusive.

vised, 1937, 336 § 11; definition of "Employee" revised, 1938, 464 § 4; 1941, 411 § 1; definition of "Member" revised, 1941, 379 § 8. (See 1941, 411 § 3.)

SECT. 27, paragraph (1) (a) revised, 1938, 360 § 1; 1941, 670 § 8; paragraph (1) (b) revised, 1937, 336 § 12; last sentence revised, 1938, 360 § 2; paragraph (1) (c) revised, 1937, 336 § 12; paragraph (1) (d) revised, 1937, 336 § 12; last sentence revised, 1938, 360 § 3; paragraph (1) (e) revised, 1938, 360 § 4; 1941, 670 § 9; paragraph (1) (f) added, 1938, 360 § 5; paragraph (1) (g) added, 1941, 670 § 10; paragraph (2) revised, 1939, 228; amended, 1941, 670 § 11; paragraph (3) amended, 1941, 670 § 12.

SECT. 28, paragraph (2) revised, 1941, 670 § 12A; paragraph (5) amended, 1937, 336 § 13; 1941, 670 § 13.

SECT. 29, subdivision (1) amended, 1941, 670 § 14; second paragraph of subdivision (1) stricken out and two paragraphs inserted, 1937, 336 § 14; second of said inserted paragraphs amended, 1941, 670 § 15; paragraph added after second of said inserted paragraphs, 1941, 670 § 16; paragraph (2) (b) revised, 1938, 360 § 6; paragraph (2) (c) amended, 1938, 270; paragraph (2) (d) amended, 1937, 336 § 15; second sentence revised, 1938, 360 § 7; paragraph (2) (e) revised, 1938, 360 § 8; paragraph (2) (g) added, 1941, 409 § 1.

SECT. 30, subdivision (1) amended, 1941, 670 § 17; subdivision (3) inserted after subdivision (2) (c), 1943, 425 § 2.

SECT. 31, subdivision (1) amended, 1941, 670 § 18; first paragraph of subdivision (2) revised, 1937, 336 § 16; paragraph added at end of subdivision (2), 1941, 670 § 19.

SECT. 31B revised, 1941, 379 § 9; sentence added at end, 1941, 670 § 20.

SECT. 31D revised, 1941, 379 § 10.

SECT. 31E, paragraph (4) added at end, 1941, 409 § 2.

SECT. 31F, paragraph (1) (b) amended, 1937, 57 § 1; paragraph 1A added, 1937, 57 § 2; paragraph (1) (c) revised, 1938, 284 § 1, 464 § 5; paragraph (2) revised, 1938, 464 § 6. (See 1937, 57 § 4; 1938, 284 § 2.)

SECT. 31G, paragraph (1) (a) revised, 1941, 411 § 2; paragraph (1) (d) amended, 1937, 336 § 17; paragraph (6) (a) revised, 1938, 360 § 9; paragraph (6) (b) amended, 1938, 360 § 10. (See 1941, 411 § 3.)

SECT. 31H, paragraph (1) revised, 1941, 113 § 1.

SECT. 31I, paragraph (3) amended, 1937, 57 § 3; paragraph (4) added, 1941, 377; paragraph (4) added, 1941, 386; paragraph last referred to stricken out and paragraph (5) substituted, 1941, 722 § 4; paragraph (4) (b) revised, 1943, 236 § 1. (See 1937, 57 § 4; 1943, 236 § 2.)

SECT. 31J inserted after the heading "GENERAL PROVISIONS" immediately before section 32, 1936, 400 § 3 (relative to the definition of certain words used in said General Provisions).

SECT. 33 amended, 1936, 301 § 4; 318 § 2; repealed, 1936, 400 § 4. (See 1936, 318 §§ 5-7; 400 §§ 2 and 5.)

SECT. 34, second paragraph revised, 1941, 584 § 1.

SECT. 34A added, 1941, 584 § 2 (relative to the expense incurred by the commissioner of insurance in examining the affairs of certain retirement systems).

SECT. 36 amended, 1937, 336 § 18.

SECTS. 37A-37D added, 1936, 318 § 3 (miscellaneous provisions rela-

tive to contributory retirement systems under G. L. chap. 32). (See 1936, 318 §§ 5-7.)

SECT. 37C, paragraph added at end, 1938, 360 § 10A; section revised, 1938, 439 § 2. (See 1938, 360 § 10B; 439 § 7.)

SECT. 37D, first paragraph revised, 1937, 336 § 19; first paragraph stricken out, and two paragraphs inserted, 1939, 449 § 1; paragraph added at end, 1938, 464 § 1. (See 1939, 449 § 2.)

SECT. 37E added, 1937, 336 § 20 (providing minimum retirement allowances for certain members of county, city or town contributory retirement systems); paragraph (1) revised, 1941, 184 § 1; paragraph (2) revised, 1938, 360 § 11; paragraph (3) added at end, 1938, 439 § 3; paragraph (4) added at end, 1941, 670 § 21; paragraph (5) added at end, 1943, 189. (See 1938, 439 § 7; 1941, 184 § 2.)

SECT. 37F added, 1938, 464 § 2 (permitting members of certain contributory retirement systems of governmental units to make contributions on account of prior service with other such units having no such systems); revised, 1939, 316; 1941, 670 § 22.

SECT. 37G added, 1941, 670 § 23 (relative to the rights of employees of two or more governmental units having retirement systems).

SECT. 38 amended, 1937, 336 § 21.

SECT. 38A added, 1938, 439 § 4 (relative to the definitions of certain terms or words used in sections thirty-two to thirty-eight, inclusive). (See 1938, 439 § 7.)

Sects. 1-38A, as amended, stricken out and twenty-eight new sections, 1-28, inserted, 1945, 658 § 1. (See 1945, 658 §§ 9-11.)

The following references to sections 1 to 28 apply to sections inserted by 1945, 658 § 1.

SECT. 1, definition of "Beneficiary" revised, 1949, 618 § 1; definition of "Employee" revised, 1947, 660 § 1; definition of "Governmental Unit" revised, 1947, 667 § 1; definition of "Political subdivision" revised, 1948, 507 § 1; definition of "Regular compensation" revised, 1948, 606.

SECT. 3, subdivision (2), paragraph (a), clause (vi) and paragraph (b) revised, 1947, 660 § 2; paragraph (d) revised, 1947, 660 § 2; amended, 1947, 667 § 2; definition of *Group B* in paragraph (g), amended, 1946, 403 § 1; revised, 1947, 423; amended, 1947, 667 § 3; 1949, 746 § 1; subdivision (3), first sentence stricken out and two sentences inserted, 1947, 388 § 1; first sentence revised, 1949, 578 § 1 (see 1949, 578 § 2); subdivision (3A) added, 1946, 538 § 1; subdivision (4) revised, 1946, 403 § 2; 492; first sentence amended, 1947, 416; subdivision (5) amended, 1946, 481; revised, 1946, 603 § 1; paragraph (a) added, 1947, 660 § 4; subdivision revised, 1947, 667 § 4; subdivision (6), paragraph (d) revised, 1946, 403 § 3; paragraph (e) amended, 1947, 388 § 2; paragraph (f) amended, 1948, 393; subdivision (8), paragraph (c) amended, 1947, 388 § 3.

SECT. 4, subdivision (1), paragraph (a) amended, 1947, 660 § 3; paragraph (i) added, 1946, 493 § 1; paragraph (j) added, 1946, 538 § 2; subdivision (2), paragraph (b) revised, 1946, 403 § 4; paragraph (c) revised, 1946, 403 § 5. (See 1946, 493 § 2.)

SECT. 5, subdivision (1), first sentence of paragraph (a) amended, 1947, 388 § 4; paragraph (d), first two sentences stricken out, 1947, 660 § 5; same paragraph amended, 1948, 15 § 1; subdivision (2),

paragraph (a), first paragraph amended, 1947, 388 § 5; 1949, 656; clause (i) revised, 1949, 671; clause (ii) revised, 1946, 403 § 6; amended, 1947, 388 § 6; clause (iv) added, 1946, 538, § 3.

SECT. 6, subdivision (1) amended, 1947, 667 § 5; 1949, 618 § 2, 657; subdivision (3), first sentence of paragraph (a), amended, 1946, 603 § 2; 1947, 388 § 7; second sentence of same paragraph amended, 1949, 618 § 3.

SECT. 7, subdivision (1), three sentences added at end, 1949, 618 § 4; subdivision (2), paragraph (a), clause (ii) amended, 1948, 446 § 1; subdivision (5) added, 1949, 618 § 5. (See 1948, 446 § 5.)

SECT. 8, subdivision (1), paragraph (b) amended, 1947, 667 § 6.

SECT. 9, subdivision (2), first paragraph amended, 1948, 446 § 2. (See 1948, 446 § 5.)

SECT. 10, See 1949, 491 § 1. (See 1949, 491 § 2.)

SECT. 11, subdivision (2), paragraph (c), first sentence revised, 1947, 667 § 7; sentence added at end, 1949, 618 § 6.

SECT. 12, subdivision (2), option (c), two sentences inserted after first sentence, 1946, 403 § 7; option (c), paragraph added at end, 1948, 284; option (c) stricken out and options (c) and (d) inserted, 1949, 618 § 7; option (d) amended and sentence added at end, 1949, 808.

SECT. 16, subdivision (2) revised, 1949, 746 § 2; subdivision (4), sentence added at end, 1949, 618 § 8.

SECT. 18, subdivision (1) revised, 1947, 467; 667 § 8.

SECT. 20, subdivision (2), first sentence of paragraph (c) revised, 1948, 508 § 1 (see 1949, 491 § 2); subdivision (3), paragraph (d) revised, 1946, 267; subdivision (5), paragraph (j) added at end, 1948, 488 § 1. (See 1948, 488 § 2, 508 § 2.)

SECT. 21, subdivision (2) amended, 1946, 432 § 3.

SECT. 22, subdivision (1), paragraph (b) amended, 1947, 617; paragraph (g), first sentence revised, 1947, 388 § 8; subdivision (4), paragraph (a), sentence added at end, 1949, 560 § 1; paragraph (c) amended, 1949, 560 § 2. (See 1949, 560 § 3.)

SECT. 26, subdivision (2), paragraph (b), clause (ii) amended, 1948, 446 § 3; clause (iii) added, 1947, 412; paragraph (c) added, 1948, 446 § 4; subdivision (3), paragraph (c) amended, 1949, 492. (See 1948, 446 § 5.)

SECT. 28, subdivision (2), paragraph (a) revised, 1946, 166 § 1; paragraph (f) added, 1946, 166 § 2; paragraph (g) added, 1946, 403 § 8; paragraph (h) added, 1946, 603 § 3; subdivision (3), paragraph (a) revised, 1946, 166 § 3; last sentence amended, 1946, 403 § 9; subdivision (5) added, 1948, 507 § 2.

SECT. 28A added, 1945, 720 § 1 (relative to the retirement of certain officers in the division of state police); paragraph added at end, 1946, 373 § 1. (See 1945, 720 § 2; 1946, 373 § 2.)

SECT. 28B added, 1946, 605 (relative to the retirement of state detectives and inspectors in the division of state police).

SECT. 28C added, 1947, 660 § 6 (relative to the retirement of certain members of the general court and constitutional officers; repealed, 1948, 589 § 1. (See 1947, 660 § 7; 1948, 589 §§ 3, 4.)

SECT. 28C added, 1947, 667 § 9 (providing benefits to certain employees of governmental units who are prohibited from joining the contributory retirement systems thereof, in case of accidental disability

or accidental death); designation changed from 28C to 28F, 1948, 589 § 4.

SECTS. 28D and 28E added, 1948, 589 § 2 (relative to retirement of certain members of the general court and constitutional officers). (See 1948, 589 § 3; 1949, 546, 807 §§ 3, 4.)

SECT. 28D revised, 1949, 807 § 1. (See 1949, 807 §§ 3, 4.)

SECT. 28E revised, 1949, 809 § 1.

SECT. 28F. See 1948, 589 § 4.

SECT. 28G added, 1949, 809 § 2 (relative to the use of the words "fails of re-election").

SECT. 28H added, 1949, 807 § 2 (relative to the retirement of certain employees of governmental units who are former members of the General Court). (See 1949, 807 §§ 3, 4.)

SECT. 39, sentence added at end, 1948, 207.

SECT. 43 amended, 1945, 707; 1949, 748 § 1. (See 1949, 748 § 2.)

SECT. 44 revised, 1934, 135; paragraph added at end, 1934, 285 § 1; section amended, 1936, 223; last paragraph amended, 1937, 102 § 1. (See 1937, 202.)

SECT. 45 revised, 1945, 483 § 1.

SECT. 45A added, 1945, 708 § 1 (relative to retirement allowances of school janitors in certain cities and towns). (See 1945, 708 § 2.)

SECT. 45B added, 1949, 407 § 1 (relative to the retirement of certain school janitors and custodians). (See 1949, 407 § 2.)

SECT. 46 revised, 1941, 344 § 1.

SECT. 47 amended, 1941, 344 § 2.

SECT. 48 revised, 1938, 379.

SECT. 52 amended, 1932, 114 § 1.

SECT. 53 amended, 1932, 114 § 2.

SECT. 56 revised, 1943, 514 § 1; first paragraph amended, 1947, 453 § 1; revised, 1948, 665 § 1; 1949, 602; paragraph added at end, 1945, 677. (See 1943, 514 § 4; 1948, 665 §§ 4, 5.)

SECT. 57 revised, 1943, 514 § 2; amended, 1947, 453 § 2; revised, 1948, 665 § 2. (See 1943, 514 § 4; 1948, 665 §§ 4, 5.)

SECT. 57A added, 1945, 658 § 8 (making certain provisions of the contributory pension laws applicable to the retirement of veterans under veterans' non-contributory pension laws).

SECT. 58 revised, 1943, 514 § 3; 1948, 665 § 3. (See 1943, 514 § 4; 1948, 665 §§ 4, 5.)

SECT. 58A added, 1945, 671 (further regulating the creditable service of certain veterans in the public service upon their retirement therefrom).

SECT. 60, paragraph added at end, 1934, 285 § 2; same paragraph amended, 1937, 102 § 2; 1938, 452 § 1; section revised, 1945, 483 § 2; 678. (See 1938, 452 § 2.)

SECT. 60A, paragraph added at end, 1934, 285 § 3; amended, 1937, 102 § 3; revised, 1945, 483 § 3.

SECTS. 61-64 repealed, 1937, 409 §§ 5-7. (See 1937, 409 §§ 5-7.)

SECT. 65, last sentence stricken out, 1937, 336 § 22; section repealed, 1937, 409 § 2. (See 1937, 409 §§ 5-7.)

SECT. 65A added, 1937, 409 § 1 (relative to the retirement or resignation of members of the judiciary); amended, 1939, 451 § 5; sentence added at end, 1946, 525. (See 1937, 409 §§ 5-7.)

SECT. 65B added, 1941, 689 § 1 (providing pensions for special justices of district courts); revised, 1943, 398. (See 1941, 689 § 2.)

SECT. 66, paragraph added at end, 1934, 285 § 4; amended, 1937, 102 § 4.

SECT. 68 revised, 1943, 545 § 1; 1945, 322.

SECTS. 68A-68C added, 1939, 503 § 3 (relative to the retirement of members of the state police). (See 1939, 503 § 5.)

SECT. 68C revised, 1943, 545 § 2.

SECTS. 68A-68C stricken out, 1945, 658 § 1. (See 1945, 658 § 11.)

SECT. 69 revised, 1946, 576 § 1.

SECT. 70, paragraph added at end, 1934, 285 § 5; amended, 1937, 102 § 5; section revised, 1937, 416 § 4; repealed, 1939, 441 § 4. (See 1937, 416 § 5; 1939, 441 §§ 3, 5.)

SECT. 75, paragraph added at end, 1934, 285 § 6; amended, 1937, 102 § 6; section revised, 1938, 323 § 1.

SECT. 76 revised, 1938, 323 § 2.

SECT. 77, paragraph (a) revised, 1936, 290 § 1; 1939, 243; paragraph (b) amended, 1945, 483 § 3A; paragraph (c) added at end, 1936, 290 § 2; amended, 1945, 483 § 3B. (Affected, 1937, 102 § 7, 283.) (See 1948, 515.)

SECT. 78 revised, 1939, 361 § 1; amended, 1945, 483 § 4. (Affected, 1937, 102 § 7, 283; 1939, 361 § 2.)

SECT. 78A added, 1934, 285 § 7 (providing for the ultimate abolition of non-contributory pensions under certain provisions of general law for laborers); amended, 1937, 102 § 7; revised, 1937, 283 § 1. (See 1937, 283 § 2.)

SECTS. 80-85. See 1949, 636.

SECT. 80, paragraph added at end, 1934, 285 § 8; section amended, 1936, 439 § 1; last paragraph amended, 1937, 102 § 8; section amended, 1945, 483 § 5.

SECT. 81 amended, 1933, 103; 1938, 277 § 1. (See 1938, 277 § 3.)

SECTS. 81A and 81B added, 1946, 576 § 2 (additional provisions for the retirement of members of fire departments in certain cities). (See 1946, 576 § 8.)

SECT. 83 amended, 1936, 439 § 2; 1938, 277 § 2; last sentence of first paragraph revised, 1939, 264 § 1; section amended, 1945, 483 § 6. (See 1938, 277 § 3; 1939, 264 § 2.)

SECT. 83A added, 1946, 576 § 3 (additional provisions for the retirement of members of police departments in certain cities). (See 1946, 576 § 8.)

SECT. 84 amended, 1945, 483 § 7.

SECT. 85, first sentence amended, 1945, 483 § 8; second sentence revised, 1936, 439 § 3.

SECT. 85A revised, 1935, 31 § 1; amended, 1945, 483 § 9; revised, 1946, 576 § 4. (See 1935, 31 § 2.)

SECT. 85B added, 1932, 253 (regulating the retirement and pensioning of certain members of the police forces of park boards of cities and towns); amended, 1945, 483 § 10.

SECT. 85C added, 1934, 285 § 9 (providing for the ultimate abolition of non-contributory pensions under certain provisions of general law for policemen and firemen); amended, 1937, 102 § 9.

SECT. 85D added, 1937, 220 (relative to the retirement of certain call

members of fire departments in certain towns); amended, 1945, 483 § 11; revised, 1946, 576 § 5.

SECT. 85E added, 1946, 576 § 6 (additional provisions for the retirement of members of police and fire departments in certain towns). (See 1946, 576 § 8.)

SECT. 85F added, 1946, 576 § 6 (relative to the retirement for accidental or ordinary disability of members of police and fire departments in certain cities and towns).

SECT. 85G added, 1948, 483 (relative to the retirement of certain police officers and firemen of certain cities and towns).

SECT. 86 revised, 1946, 576 § 7; 1949, 562.

SECT. 89 revised, 1932, 276; amended, 1933, 340 § 1; 1934, 343; revised, 1935, 466; amended, 1936, 326; first paragraph amended, 1943, 366; first sentence amended, 1945, 641; first paragraph revised, 1945, 696; third paragraph amended, 1947, 96; paragraph added at end, 1949, 503. (See 1933, 340 § 2.)

SECT. 89A added, 1948, 552 (increasing annuities to dependents of certain public employees killed or who died from injuries received or hazards undergone in the performance of duty); last sentence revised, 1949, 423 § 1; last paragraph revised, 1949, 522. (See 1949, 423 § 2.)

SECT. 90 revised, 1936, 439 § 4.

SECT. 90A added, 1943, 452 § 1 (authorizing certain cities and towns to increase the retirement allowances of certain former employees retired on account of accidental disability). (See 1943, 452 § 2.)

SECT. 91 revised, 1938, 439 § 5; amended, 1941, 670 § 24; first sentence amended, 1947, 462; revised, 1948, 15 § 2; amended, 1949, 511; sentence added at end, 1947, 394. (See 1938, 439 § 7; 1941, 670 § 26.)

Chapter 33. — Militia.

Act establishing a special military reservation commission, and authorizing the acquisition by the commonwealth for military purposes of certain properties in Sandwich, Bourne, Falmouth and Mashpee, 1935, 196; powers and duties of the commission defined, 1936, 344 §§ 1, 2; reservation enlarged, 1941, 5. (See 1938, 331.)

The following references are to chapter 33, as appearing in the Tercenary Edition:

SECT. 6 revised, 1933, 254 § 1; 1938, 440 § 1A. (See 1933, 254 § 66; 1938, 440 § 23.)

SECT. 7 revised, 1938, 440 § 1. (See 1938, 440 § 23.)

SECT. 18 amended, 1932, 15.

SECT. 22, paragraph in third line revised, 1937, 192 § 1.

SECT. 25A added, 1935, 295 § 1 (further regulating the calling out of the militia as an aid to the civil power of the commonwealth).

SECT. 26 amended, 1935, 295 § 2.

SECT. 31 amended, 1935, 295 § 3.

SECT. 32 revised, 1935, 295 § 4.

SECT. 33 revised, 1935, 295 § 5.

SECT. 34 amended, 1935, 295 § 6.

SECT. 48, subsection (a) revised, 1932, 161; same subsection amended, 1933, 166.

SECT. 60 amended, 1933, 153 § 1; 1934, 120; 1939, 144 § 1.

SECT. 67 revised, 1935, 205.

SECT. 82, subsection (e) added, 1938, 433 (making the United States property and disbursing officer for Massachusetts the finance officer of the Massachusetts National Guard, defining his powers and duties and establishing his compensation).

SECT. 90, paragraph in lines 63-65 revised, 1934, 106; last sentence of paragraph (k) revised, 1933, 17; paragraph (k) revised, 1937, 192 § 2.

SECT. 98, sentence added at end, 1933, 6.

Chapter stricken out and new chapter 33 inserted, 1939, 425 § 1. (See 1939, 425 § 2.)

The following references are to the new chapter 33:

SECT. 1 revised, 1943, 35 § 1.

SECT. 1A added, 1949, 398 § 1 (providing that persons in the armed forces shall not be segregated or discriminated against because of race, color or national origin). (See 1949, 398 § 2.)

SECT. 2 amended, 1948, 97.

SECT. 6, paragraph (a) revised, 1943, 35 § 2.

SECT. 15 revised, 1947, 362.

SECT. 16, subdivision (a) revised, 1947, 415; paragraph added at end, 1946, 311; paragraph (c) added at end, 1947, 326 § 1. (See 1947, 326 § 2.)

SECT. 24 revised, 1943, 35 § 3.

SECT. 26A added, 1943, 348 § 2 (providing for the incurring by the governor of extraordinary expenses in aid of the civil power).

SECT. 36 revised, 1947, 318.

SECT. 39 amended, 1945, 100.

SECT. 41, subdivision (c), paragraph inserted before last paragraph, 1949, 645.

SECT. 47 revised, 1941, 318.

SECT. 49 amended, 1941, 217 § 1; 1946, 409 § 1; 1947, 246; revised, 1947, 468 § 1; amended, 1948, 171; 1949, 118 § 1, 415.

SECT. 55 revised, 1943, 35 § 4.

SECTS. 55A-55F added, 1943, 409 § 1 (providing for the acquiring of motor vehicles or for obtaining the use thereof by the military division of the executive department, and for the settlement of certain claims against the commonwealth arising out of the operation of such motor vehicles).

SECT. 56 revised, 1943, 35 § 5.

SECT. 65, paragraph (a) amended, 1941, 395.

SECT. 66 revised, 1943, 35 § 6; 1947, 329 § 1.

SECT. 68A added, 1943, 35 § 7 (providing that the state guard shall consist of such organizations and units as the commander-in-chief shall prescribe or authorize to be formed and defining the composition thereof); repealed, 1947, 329 § 2.

SECT. 69, subdivision (a) amended, 1945, 393 § 5; subdivision (c) amended, 1941, 577 § 1; 1946, 591 § 43; subdivision (e) revised, 1947, 402; subdivision (g) added, 1948, 348. (See 1941, 577 § 2.)

SECT. 76, subdivision (k), first three paragraphs stricken out and two paragraphs inserted, 1947, 330.

SECT. 79 amended, 1941, 490 § 8.

SECT. 84 revised, 1947, 331.

SECT. 104A added, 1943, 362 § 1 (authorizing the adjutant general to accept on behalf of the commonwealth certain gifts of personal property for military purposes).

SECT. 114, paragraphs (a) and (b) revised, 1943, 394 § 1; paragraph (d) amended, 1943, 394 § 2; section revised, 1947, 346.

SECT. 120, subdivision (c) amended, 1945, 462 § 1. (See 1945, 462 § 2.)

SECT. 126, sentence added at end, 1943, 262 § 1. (See 1943, 262 § 3.)

SECTS. 126A and 126B added, 1943, 262 § 2 (further regulating allowances in the military division of the executive department). (See 1943, 262 § 3.)

SECT. 153 amended, 1941, 458.

Chapter 34. — Counties and County Commissioners.

SECT. 1 revised, 1933, 278 § 2.

SECT. 4 amended, 1935, 257 § 1; revised, 1939, 31 § 1. (See 1935, 257 § 12.)

SECT. 5, schedule revised, 1943, 102 § 1; 1949, 193 § 1, 767 § 1. (See 1943, 102 § 2; 1949, 193 § 2, 767 § 2.)

SECT. 7 amended, 1935, 257 § 2; last sentence stricken out, 1939, 31 § 2. (See 1935, 257 § 12.)

SECT. 12 revised, 1935, 257 § 3. (See 1935, 257 § 12.)

SECT. 14, last sentence amended, 1947, 58.

SECT. 16 revised, 1947, 449 § 1. (See 1947, 449 § 7.)

SECT. 17 revised, 1932, 74; third sentence stricken out and two sentences inserted, 1949, 797; sentence inserted before last sentence, 1949, 481 § 3; affected, 1939, 452 § 7.

SECT. 19 amended, 1935, 257 § 4. (See 1935, 257 § 12.)

SECT. 23 added, 1932, 297 (authorizing counties to receive certain gifts.)

Chapter 35. — County Treasurers, State Supervision of County Accounts and County Finances.

For legislation enabling counties to secure the benefits provided by the federal government to assist them in public works projects, see 1945, 74; 1947, 526. [For prior legislation, see 1933, 366; 1934, 21; 1935, 404; 1936, 64, 83, 414; 1937, 159; 1938, 50, 82; 1939, 423; 1941, 639; 1943, 58.]

Provisions relative to travel allowance of county employees using certain cars on official business, 1933, 322 § 4; 1939, 452 § 2; 1941, 528 § 3; 1943, 465 § 3; 1945, 550 § 3; 1946, 348 § 3.

Provisions relative to expenses incurred for meals by county employees, 1939, 452 § 3; 1941, 528 § 2; 1943, 465 § 2; 1945, 550 § 2; 1946, 348 § 2.

For legislation increasing the salaries of justices, clerks and probation officers of district courts, probation officers of the superior court, trial justices and county commissioners, see 1946, 348 § 4.

SECT. 2 revised, 1945, 289.

SECT. 3 revised, 1932, 56; sentence added at end, 1939, 109 § 2.

SECT. 11 amended, 1943, 65.

SECT. 19A added, 1945, 635 § 2 (providing for advances of their vacation pay to officers and employees of counties).

SECT. 21 amended, 1937, 64 § 2.

SECT. 22 revised, 1948, 153.

SECT. 25 amended, 1933, 175 § 1.

SECT. 27 amended, 1933, 175 § 2.

SECT. 28 amended, 1933, 318 § 2; 1934, 291 § 2; revised, 1939, 501 § 1; 1945, 158 § 1; two sentences inserted after first sentence, 1949, 481 § 1. (See 1933, 318 § 9; 1934, 291 § 6.)

SECT. 28A added, 1943, 414 § 2 (establishing a budget system for county tuberculosis hospitals); amended, 1945, 158 § 7; revised, 1945, 398 § 3. (See 1945, 398 §§ 4, 5.)

SECT. 29 revised, 1939, 501 § 2; amended, 1945, 158 § 2.

SECT. 30 revised, 1939, 501 § 3; sentence added at end, 1943, 39; section revised, 1945, 158 § 3.

SECT. 34 revised, 1937, 36; amended, 1939, 501 § 4; 1945, 158 § 4; 1948, 591 § 3. (See 1948, 591 §§ 4-7.)

SECT. 34A added, 1947, 201 (relative to agreements entered into by county commissioners for highway work in anticipation of appropriations).

SECT. 36A amended, 1939, 501 § 5; revised, 1943, 80; first sentence amended, 1945, 158 § 5.

SECT. 37 amended, 1933, 28.

SECT. 37A amended, 1933, 29.

SECTS. 39A-39F added, 1949, 488 (relative to the furnishing and certification of county notes by the director of accounts).

SECT. 40 amended, 1936, 23 § 1.

SECT. 43A revised, 1939, 214 § 1.

SECT. 43B added, 1939, 214 § 2 (relative to the effect of the filing of annual fidelity bonds by county officers and employees).

SECT. 44 amended, 1949, 481 § 2.

SECT. 48, fourth sentence revised, 1947, 102 § 1; last sentence of first paragraph revised, 1949, 538; paragraph added at end, 1947, 102 § 2.

SECT. 49 amended, 1935, 182 § 1; 1938, 347 § 1; 1939, 165 § 1; 1941, 447 § 1; 1943, 136 § 1; 1945, 486 § 2; 1946, 262 § 1; revised, 1946, 512 § 1; amended, 1947, 290 § 1; first sentence amended, 1947, 400 § 1; revised, 1947, 469 § 1; amended, 1948, 183 § 1, 664 § 1; revised, 1949, 774 § 1. (See 1935, 182 § 6; 1938, 347 § 3; 1939, 165 § 3; 1941, 447 §§ 4, 5; 1943, 136 § 3; 1946, 262 §§ 4, 5; 512 § 3; 1947, 400 §§ 3, 4; 1949, 774 § 5.)

SECT. 51 amended, 1938, 73 § 2; paragraph added at end, 1948, 345.

SECTS. 51A and 51B added, 1948, 591 § 1 (establishing a salary schedule for certain officers and employees of counties, except Suffolk, and providing for certain temporary cost-of-living adjustments). (See 1948, 591 §§ 4-7; 1949, 782 §§ 2, 4, 5, 6.)

SECT. 51B, salary schedule revised, 1949, 782 § 1; paragraph (7) revised, 1949, 782 § 3. (See 1949, 782 §§ 2, 4, 5, 6.)

SECT. 52, second paragraph revised, 1938, 73 § 1.

SECT. 54 revised, 1948, 591 § 2. (See 1948, 591 §§ 4-7.)

SECT. 55 amended, 1949, 774 § 6.

Chapter 36. — Registers of Deeds.

SECT. 3 revised, 1937, 219 § 1; 1939, 214 § 3.

SECT. 4 amended, 1947, 352 § 2.

SECT. 5 revised, 1947, 352 § 1.

SECT. 11 revised, 1947, 449 § 2. (See 1947, 449 § 7.)

SECT. 15 revised, 1949, 395 § 1. (See 1949, 395 § 3.)

SECT. 18A added, 1947, 256 § 2 (authorizing registers and assistant registers to print or type names of persons on filed instruments if not clearly legible).

SECT. 24A added, 1941, 89 (authorizing the recording of certified copies of petitions, decrees and orders filed or made pursuant to the federal bankruptcy laws and thereby giving effect to certain provisions of said laws).

SECT. 24B added, 1945, 569 § 1 (relative to the furnishing of abstract cards and photostatic copies of recorded instruments in the Norfolk county registry of deeds and Norfolk registry district to the assessors of municipalities of said county); first paragraph revised, 1949, 189.

SECT. 33, paragraph added at end, 1948, 664 § 2.

Chapter 37. — Sheriffs.

SECT. 2 revised, 1937, 219 § 2.

SECT. 17 amended, 1945, 63; 1946, 121.

SECT. 21 revised, 1943, 159 § 1. (See 1943, 159 § 2.)

SECT. 22 amended, 1932, 180 § 5.

SECT. 23 amended, 1936, 31 § 2; repealed, 1937, 148.

Chapter 38. — Medical Examiners.

SECT. 1, paragraph in lines 70-76 amended, 1939, 260; 1947, 69 § 1; section amended, 1939, 451 § 6.

SECT. 2, last sentence revised, 1945, 632 § 1.

SECT. 2A added, 1943, 153 § 1 (authorizing associate medical examiners in Barnstable County to perform the duties of medical examiner thereof in certain cases); repealed, 1945, 632 § 2. (See 1943, 153 § 2.)

SECT. 3 revised, 1939, 214 § 4.

SECT. 5, first three sentences revised, 1947, 579; third sentence amended, 1949, 510; last sentence revised, 1945, 632 § 3.

SECT. 6 amended, 1939, 475; revised, 1945, 632 § 4.

SECT. 7 amended, 1941, 366; revised, 1945, 632 § 5.

SECT. 8 revised, 1932, 118 § 1; amended, 1939, 30 § 1. (See 1939, 30 § 2.)

SECT. 11 amended, 1941, 499.

SECT. 19 revised, 1945, 632 § 6.

Chapter 39. — Municipal Government.

SECT. 10 amended, 1935, 403 § 1; 1939, 182; sentence inserted after third sentence, 1949, 152 § 1. (See 1935, 403 § 2.)

SECT. 14, first and second paragraphs revised, 1943, 453 §§ 1 and 2, respectively; paragraph added at end, 1949, 152 § 2.

SECT. 19 repealed, 1934, 39 § 1.

SECT. 20 amended, 1934, 39 § 2.

SECT. 23 amended, 1934, 39 § 3.

Chapter 40. — Powers and Duties of Cities and Towns.

For temporary legislation relative to the appointment of veterans to civil service employments under the apprentice training provisions of the G. I. Bill of Rights, so called, see 1946, 586; 1947, 673; 1948, 392.

For temporary legislation relative to the emergency housing commission and to local boards of appeals, see 1946, 592; 1947, 609; 1948, 567.

SECT. 4, third paragraph revised, 1932, 271 § 6; section amended, 1941, 351 § 3; paragraph added at end, 1946, 358 § 1. (See 1932, 271 § 7.)

SECT. 4A added, 1945, 438 (authorizing cities and towns and certain districts to make agreements relative to the performance of certain public services).

SECT. 5, clause (1) amended, 1933, 318 § 3 (see 1933, 318 § 9); 1935, 106; revised, 1935, 179; amended, 1939, 19; 1945, 391 § 2; 1948, 174; 1946, 358 § 2; clause (2) amended, 1936, 390; clause (5A) added, 1938, 172 § 1 (authorizing appropriations to establish a water supply); clause (11) revised, 1946, 358 § 3; 526; clause (12) amended, 1932, 114 § 3; 1933, 153 § 2, 245 § 2; revised, 1936, 132 § 1, 163; amended, 1941, 217 § 2; 1943, 99; 1946, 409 § 2; 1947, 144; revised, 1947, 468 § 2; amended, 1948, 445 § 1; 1949, 118 § 2; clause (16A) added, 1946, 358 § 4 (authorizing appropriations for the employment of legal counsel for general purposes); clause (20) amended, 1946, 358 § 5; clause (23) revised, 1948, 660 § 24 (see 1948, 660 § 26); amended, 1949, 761 § 11; clause (25A) added, 1946, 358 § 6 (authorizing appropriations for the maintenance and supervision of beaches and swimming pools for recreation and physical exercise); revised, 1948, 89; clause (26) amended, 1946, 358 § 7; clause (27) revised, 1946, 358 § 8; clause (28)* revised, 1936, 211 § 5 (see 1936, 211 § 7); amended, 1947, 340 § 5; clause (33) revised, 1946, 358 § 9; clause (36A) added, 1949, 163 (authorizing appropriations for suppression and eradication of ragweed); clause (37) revised, 1943, 177 § 1 (see 1943, 177 § 2; 1947, 635); clause (38) added, 1934, 154 § 1 (authorizing appropriations for protection of interests in real estate held under tax title or taking); clause (39) added, 1935, 28 (authorizing appropriations for the purpose of co-operating with the federal government in certain unemployment relief and other projects); clause (40) added, 1937, 185 (authorizing appropriations for eyeglasses for needy school children); clause (40A) added, 1947, 525 (authorizing appropriations for payment of expenses incurred by or in behalf of certain injured school children); clause (41) added, 1938, 142 § 1 (authorizing cities and towns to appropriate money for stocking inland waters therein with fish and for liberating game therein); amended, 1941, 599 § 4. (See 1938, 142 § 2.)

SECT. 5A added, 1936, 40 (providing for the establishment of reserve funds for cities); amended, 1937, 34; 1949, 135.

SECT. 5B added, 1945, 124 (authorizing cities and towns to appropriate money for a stabilization fund).

SECTS. 6C and 6D added, 1943, 225 (relative to the removal by cities

and towns of snow and ice from private ways therein open to public use).

SECT. 9 amended, 1933, 245 § 3; 1935, 305; 1936, 271; first paragraph revised, 1946, 51; 209 § 2; 409 § 3; 1947, 468 § 3; 671; amended, 1949, 118 § 3; revised, 1949, 343 § 1; paragraph added at end, 1937, 255; section revised, 1949, 563 § 1. (See 1949, 343 § 2.)

SECT. 9A repealed, 1949, 563 § 2.

SECT. 11 amended, 1941, 490 § 9; 1948, 355.

SECT. 12A repealed, 1941, 598 § 5.

SECT. 13, paragraph added at end, 1941, 130.

SECT. 14 revised, 1933, 283 § 1.

SECT. 17 amended, 1933, 254 § 2. (See 1933, 254 § 66.)

SECT. 21, clause (16) added at end, 1941, 346 § 1; clause (17) added at end, 1949, 98.

SECT. 22, paragraph added at end, 1949, 644 § 1.

SECT. 22A added, 1947, 442 § 1 (authorizing the installation and operation of parking meters in cities and towns); sentence added at end, 1949, 644 § 2.

SECT. 22B added, 1949, 776 (authorizing the use of receipts from parking meters for the acquisition and maintenance of off-street parking areas and facilities).

SECTS. 25-33. For special zoning provisions for Boston, see 1924, 488 and amendments prior to 1932; 1932, 143; 1933, 204; 1934, 210; 1936, 240; 1941, 373; 1946, 198.

SECTS. 25-30A stricken out, and new sections 25-30A (municipal zoning laws) inserted, 1933, 269 § 1. (See 1933, 269 § 4.)

SECT. 27 revised, 1941, 320.

SECT. 27A added, 1938, 133 § 1 (to prevent multiplicity of proposals for the same change in zoning ordinances or by-laws).

SECT. 28 revised, 1941, 176.

SECT. 30, first paragraph (as appearing in 1933, 269 § 1) amended, 1945, 167; paragraph in lines 54-60 (as appearing in 1933, 269 § 1) stricken out and two paragraphs added, 1941, 198 § 1; paragraph in lines 61-70 (as so appearing) amended, 1935, 388 § 1; clause (1) in lines 72-76 (as so appearing) revised, 1941, 198 § 2; paragraph in lines 80-90 (as so appearing) amended, 1935, 388 § 2. (See 1941, 198 § 3.)

SECT. 30A stricken out and reinserted as section 30B and new section 30A inserted, 1938, 133 § 2 (to prevent multiplicity of proposals for the same change in the application of zoning ordinances or by-laws).

SECT. 32 revised, 1933, 185 § 1; amended, 1941, 520 § 1. (See 1933, 185 § 2; 1941, 520 § 2.)

SECT. 38 revised, 1938, 172 § 2; paragraph added at end, 1941, 465 § 1.

SECTS. 39A-39G added, 1938, 172 § 3 (authorizing the establishment and maintenance of water supply and distributing systems).

SECT. 39A revised, 1941, 465 § 2.

SECT. 39H added, 1943, 125 (authorizing cities, towns and districts, through their water departments, and water companies, to aid similar municipal and other corporations relative to their water supply).

SECT. 40 revised, 1933, 314; 1945, 606.

SECT. 41A added, 1949, 793 (authorizing certain governmental agencies to restrain the use of water during an emergency).

SECT. 42A revised, 1932, 197 § 2; amended, 1936, 42 § 1; revised, 1938, 415 § 1; amended, 1941, 380 § 1. (See 1932, 197 § 3; 1938, 415 § 7; 1941, 380 § 7.)

SECT. 42B amended, 1935, 56 § 1; revised, 1936, 42 § 2; 1938, 415 § 2; revised, 1941, 380 § 2; sentence inserted after fourth sentence, 1947, 132. (See 1935, 56 § 2; 1938, 415 § 7; 1941, 380 § 7.)

SECT. 42C amended, 1935, 248 § 1; revised, 1938, 415 § 3; 1941, 380 § 3. (See 1938, 415 § 7; 1941, 380 § 7.)

SECT. 42D, last sentence revised, 1935, 248 § 2; section revised, 1938, 415 § 4; 1941, 380 § 4. (See 1938, 415 § 7; 1941, 380 § 7.)

SECT. 42E, last sentence amended, 1932, 180 § 6; same sentence revised, 1939, 451 § 7; section amended, 1941, 380 § 5. Affected, 1938, 415 § 7. (See 1941, 380 § 7.)

SECT. 42F affected, 1938, 415 § 7; 1941, 380 § 7.

SECT. 43A (relative to pipe lines for conveying petroleum and its products and by-products) added under the heading "PETROLEUM AND ITS PRODUCTS AND BY-PRODUCTS", 1941, 678 § 2.

SECT. 51 revised, 1937, 196; two sentences added at end, 1945, 340; section revised, 1946, 584 § 3. (See 1946, 584 § 22.)

Chapter 41. — Officers and Employees of Cities, Towns and Districts.

SECT. 1, first paragraph revised, 1943, 453 § 3; paragraph in line 10 revised, 1934, 155 § 1; paragraph in lines 15, 16 revised, 1939, 129; paragraph in line 25 revised, 1939, 3; paragraph added at end, 1938, 341 § 2.

SECT. 5 amended, 1934, 39 § 4.

SECT. 11 amended, 1938, 341 § 3.

SECT. 13 amended, 1936, 18; 1937, 143 § 1.

SECT. 13A added, 1932, 289 § 5 (provisions relative to bonds of city clerks). [For prior legislation, see G. L. chapter 140 § 148, repealed by 1932, 289 § 6.]

SECT. 15A revised, 1949, 136.

SECTS. 18A and 18B added, 1948, 56 (providing that the records of city clerks may be attested by the volume and that a facsimile of the signature of the city clerk shall be valid in certain cases).

SECT. 19, last sentence revised, 1938, 66; same sentence amended, 1945, 245; sentence added at end, 1947, 391.

SECT. 19A added, 1933, 70 § 1 (requiring the filing with the state secretary of certificates of appointment or election of clerks or assistant or temporary clerks of cities or towns, and granting authority to said secretary to authenticate attestations of any such officer). (See 1933, 70 § 2.)

SECT. 21, last paragraph revised, 1934, 155 § 2. (See 1934, 155 § 4.)

SECT. 24, paragraph added at end, 1945, 136 § 1. (See 1945, 136 § 2.)

SECT. 24A repealed, 1937, 129 § 1.

SECT. 25 revised, 1937, 129 § 2.

SECT. 25A revised, 1937, 129 § 3.

SECT. 26 revised, 1937, 129 § 4.

SECT. 26A added, 1935, 149 (relative to employment of counsel by boards of assessors in certain cases).

SECT. 27 revised, 1936, 118 § 1. (See 1936, 118 § 3.)

SECT. 28 amended, 1939, 342 § 2.

SECT. 30A added, 1946, 211 (relative to the effect of a vacancy in the office of assessor).

SECT. 35 revised, 1937, 143 § 2; sentence added at end, 1939, 109 § 1.

SECT. 37 revised, 1933, 82 § 2; amended, 1934, 259 § 2.

SECT. 38A amended, 1936, 201; revised, 1941, 211; first sentence revised, 1948, 197.

SECT. 39A added, 1939, 89 (providing for the appointment of assistant treasurers of cities and towns).

SECT. 39B added, 1943, 284 (authorizing the suspension and removal of city and town collectors and the appointment of temporary collectors under certain circumstances).

SECT. 40 revised, 1937, 143 § 3.

SECT. 43A added, 1939, 88 (requiring municipalities to indemnify and protect collectors of taxes in the performance of their duties in certain cases); revised, 1941, 99.

SECT. 49A added, 1948, 211 (providing for the appointment of an assistant by auditors, accountants, and officers having similar duties, of cities and towns).

SECT. 53, last sentence revised, 1948, 84.

SECT. 54A amended, 1936, 62.

SECT. 59 amended, 1936, 94.

SECT. 61A revised, 1937, 143 § 4.

SECT. 66 revised, 1934, 155 § 3.

SECTS. 69A and 69B added, 1938, 172 § 4 (relative to the establishment and powers and duties of boards of water commissioners in certain towns).

SECT. 70, paragraph added at end, 1936, 211 § 1; amended, 1947, 340 § 1. (See 1936, 211 § 7.)

SECT. 71 amended, 1943, 266.

SECT. 72 revised, 1936, 211 § 2; first sentence amended, 1947, 340 § 2. (See 1936, 211 § 7.)

SECT. 73, paragraph added at end, 1936, 211 § 3; amended, 1947, 340 § 3. (See 1936, 211 § 7.)

SECTS. 81A-81J added, under caption "IMPROVED METHOD OF MUNICIPAL PLANNING", 1936, 211 § 4. (See 1936, 211 § 7.)

SECT. 81A, last paragraph revised, 1938, 113.

SECTS. 81A-81J stricken out and sections 81A to 81Y inserted, 1947, 340 § 4.

SECT. 81N, paragraph added at end, 1949, 182 § 1.

SECT. 81O, paragraph added at end, 1949, 182 § 2.

SECT. 86 amended, 1939, 261 § 5.

SECT. 91B added, 1933, 128 (further regulating the appointment of constables).

SECT. 96A added, 1938, 342 (disqualifying felons from appointment to the police forces or departments of cities, towns and districts).

SECT. 97A added, 1948, 540 (relative to the establishment of police departments in certain towns); revised, 1948, 595.

SECT. 99 amended, 1932, 124.

SECT. 100, sentence added at end, 1933, 324 § 3; section amended, 1938, 298; revised, 1945, 670.

SECT. 100A amended, 1933, 318 § 4; 1934, 291 § 3; 1945, 391 § 1; 1949, 128. (See 1933, 318 §§ 8, 9; 1934, 291 § 6; 1945, 391 § 3.)

SECT. 105 amended, 1936, 132 § 2.

SECT. 108 revised, 1947, 540 § 1.

SECT. 108A added, 1947, 540 § 2 (authorizing cities and towns to establish salary plans for certain employees thereof); revised, 1948, 351.

SECT. 108B added, 1949, 235 (providing for additional compensation and expenses for assessors and collectors in towns for assessing and collecting district taxes).

SECT. 110A added, 1947, 265 (authorizing the closing of public offices in cities and towns on Saturdays).

SECT. 111 revised, 1932, 109; amended, 1936, 242; revised, 1937, 15; 1941, 368; fourth sentence stricken out and two sentences inserted, 1943, 280; first paragraph revised, 1946, 301; same paragraph stricken out and three paragraphs inserted, 1948, 330 § 1; same three paragraphs stricken out and one paragraph inserted, 1949, 475 § 1. (See 1948, 330 § 2.)

SECT. 111A amended, 1934, 107; revised, 1949, 172.

SECT. 111B added, 1945, 156 (providing sick leaves for laborers, workmen and mechanics regularly employed by certain cities and towns); amended, 1946, 187; sentence added at end, 1949, 686.

SECT. 111C added, 1945, 348 (authorizing attendance at funerals or memorial services of war veterans by certain municipal employees without loss of pay).

SECT. 111D added, 1949, 384 (relative to vacations without loss of pay for regular members of police and fire forces in certain cities and towns).

SECT. 111E added, 1949, 475 § 2 (providing for payment of compensation to certain municipal employees and their beneficiaries in lieu of vacations in certain cases).

SECT. 112A added, 1947, 276 (regulating the separation from the service of certain cities and towns of certain war veterans holding unclassified offices or positions).

SECT. 120 added, 1949, 133 § 1 (establishing the financial year of fire, water, light and improvement districts). (See 1949, 133 § 2.)

Chapter 42. — Boundaries of Cities and Towns.

Boundary line between Saugus and Wakefield (portion) established, 1933, 298; between Woburn and Reading (portion) established, 1934, 177; between Oak Bluffs and Tisbury (portion) established, 1935, 145; between Brewster and Orleans (portion) established, 1935, 356; between Middleton and Topsfield established, 1936, 96; between Foxborough and Walpole established, 1937, 140; between Edgartown and Oak Bluffs (portion) established, 1937, 265; between Arlington and Belmont (portion) established, 1938, 371; between Rochester and Wareham and between Marion and Wareham (portion) established, 1939, 279; between Fitchburg and Leominster (portion) established, 1941, 37, 698; between Bellingham and Franklin established, 1941, 641; between Chicopee and Springfield (portion) established, 1945, 274; between Brewster and Dennis and between Dennis and Harwich,

1945, 599; between Reading and Lynnfield (portion) established, 1947, 243; between Dennis and Harwich established, 1947, 372.

SECT. 1 revised, 1933, 278 § 3.

Chapter 43. — City Charters.

SECT. 1, definition of "Plan D" revised, 1948, 459 § 1; three paragraphs inserted after word "inclusive" in line 22, 1938, 378 § 1.

SECT. 5, paragraph added at end, 1938, 378 § 2; same paragraph revised, 1948, 459 § 2.

SECT. 7 amended, 1939, 451 § 8; revised, 1948, 459 § 3.

SECT. 8, form of petition revised, 1938, 378 § 3; amended, 1948, 459 § 4.

SECT. 9 revised, 1941, 640 § 1; 1948, 459 § 5. (See 1941, 640 § 7.)

SECT. 10, paragraph added at end, 1938, 378 § 4.

SECT. 11 revised, 1941, 640 § 2. (See 1941, 640 § 7.)

SECT. 15 amended, 1933, 313 § 7; last paragraph amended, 1938, 378 § 5; section revised, 1941, 640 § 3. (See 1941, 640 § 7.)

SECT. 17 revised, 1938, 378 § 6.

SECT. 18, paragraph numbered 4 inserted, 1938, 378 § 7; amended, 1949, 723 § 1.

SECT. 19 revised, 1938, 378 § 8; amended, 1948, 459 § 6.

SECT. 23 amended, 1935, 68 § 1.

SECT. 26, first paragraph revised, 1937, 224 § 1; amended, 1938, 378 § 9.

SECT. 29 revised, 1938, 378 § 10; first sentence revised, 1949, 723 § 2.

SECT. 30 revised, 1938, 378 § 11; first sentence revised, 1948, 459 § 7.

SECT. 31 amended, 1938, 378 § 12.

SECT. 32 amended, 1949, 318.

SECT. 36 revised, 1938, 378 § 13.

SECT. 42 amended, 1935, 68 § 2.

SECT. 44A amended, 1933, 313 § 8; last two sentences stricken out, and paragraph added at end, 1934, 30; first paragraph revised, 1938, 378 § 14; last sentence of first paragraph stricken out, 1941, 640 § 4. (See 1941, 640 § 7.)

SECT. 44C, first paragraph amended, 1937, 147; 1943, 229 § 1.

SECT. 44H amended, 1932, 180 § 7; 1941, 640 § 5. (See 1941, 640 § 7.)

SECT. 46 amended, 1939, 451 § 9.

SECT. 50A added, 1936, 135 (relative to the filling of vacancies in the city council in cities having a Plan A form of charter).

SECT. 56 amended, 1937, 224 § 2.

SECT. 59A added, 1937, 224 § 3 (relative to the filling of vacancies in the city council in cities having a Plan B form of charter).

SECTS. 79-92 stricken out and new sections 79-92A (relative to Plan D form of charter) inserted, 1948, 459 § 8.

SECTS. 93-116 added, under the heading "PLAN E. — GOVERNMENT BY A CITY COUNCIL INCLUDING A MAYOR ELECTED FROM ITS NUMBER, AND A CITY MANAGER, WITH ALL ELECTIVE BODIES ELECTED AT LARGE BY PROPORTIONAL REPRESENTATION", 1938, 378 § 15 (providing an additional optional standard form of city charter under which substantial control of the city government is vested in a city council elected at large by proportional representation, with a city manager appointed and removable at pleasure by the city council).

SECT. 93 repealed in part, 1949, 661 § 1. (See 1949, 661 §§ 1A-3.)

SECT. 100 amended, 1941, 722 § 5.

SECT. 102 amended, 1941, 722 § 6.

SECT. 110, first paragraph amended, 1949, 181; form of petition amended, 1941, 722 § 7.

SECT. 116 repealed in part, 1949, 661 § 1. (See 1949, 661 §§ 1A-3.)

Chapter 43A. — Standard Form of Representative Town Meeting Government.

Act relative to Wellesley, 1932, 202; to Needham, 1932, 279; to Webster, 1933, 13; to South Hadley, 1933, 45; to Easthampton, 1933, 178; to Milford, 1933, 271; to Adams, 1935, 235; to Falmouth, 1935, 349; to Amherst, 1936, 10; to Amesbury, 1936, 39; to Braintree, 1936, 56; 1937, 17; to Natick, 1938, 2; to Palmer, 1939, 110; to Reading, 1943, 7; to Norwood, 1947, 541.

SECT. 3, first paragraph amended, 1937, 267 § 2.

SECT. 4, first paragraph amended, 1936, 128.

SECT. 6 revised, 1943, 1 § 1; 1943, 453 § 4; amended, 1945, 359; next to last sentence amended, 1947, 291. (See 1943, 1 § 2.)

SECT. 8, first sentence revised, 1943, 453 § 5.

Chapter 44. — Municipal Finance.

For temporary legislation establishing an emergency finance board in the department of the state treasurer, and providing for the borrowing of money by cities and towns against certain tax titles, see 1933, 49, 104; 1935, 221, 300, 456; 1936, 281; 1938, 57; 1939, 288, 496; 1941, 129; 1943, 413; 1945, 324; 1947, 206; 1949, 79.

For legislation enabling cities and towns to secure the benefits provided by the federal government to assist them in public works projects, see 1945, 74; 1947, 526; 1949, 327. [For prior legislation, see 1933, 366; 1934, 21; 1935, 213, 404; 1946, 64, 83, 414; 1937, 159; 1938, 50, 82; 1939, 423; 1941, 639; 1943, 58.]

For emergency legislation authorizing cities and towns to make certain appropriations during the existing state of war, see 1943, 5 §§ 1, 6; 75 §§ 1, 2, 4, 5; 1946, 10. [For prior legislation, see 1941, 487; 1942, 4.]

For legislation authorizing the renewal by cities and towns of certain temporary revenue loans, see 1947, 108; 1949, 134.

For legislation relative to the collection of certain taxes and other charges due the commonwealth, see 1943, 568; 1945, 325; 712; 1946, 615.

For legislation authorizing cities and towns to borrow, in the years 1935 to 1948, inclusive, on account of public welfare and veterans' benefits (and in certain of said years for additional specified purposes), see 1935, 188; 1936, 80; 1937, 107; 1938, 58; 1939, 72, 453; 1941, 92; 1943, 44; 1945, 73; 1946, 584 § 17; 1947, 611.

For legislation regulating the use of receipts from the sale by cities and towns of federal surplus commodity stamps, 1941, 65.

For legislation authorizing cities and towns to borrow for remodeling, reconstructing or making extraordinary repairs to public buildings, see 1948, 275.

SECT. 1, definition of "Revenue" revised, 1946, 358 § 10.

SECT. 2 revised, 1936, 224 § 4; amended, 1946, 358 § 11. (See 1936, 224 §§ 11, 12.)

SECT. 4 amended, 1934, 11 § 1; affected, 1934, 11 §§ 2, 3; amended, 1936, 16; 1946, 358 § 12; 1947, 298 § 2.

SECT. 4A added, 1935, 68 § 3 (temporary loans by cities in anticipation of revenue exempted from charter provisions relative to publication and referendum).

SECT. 5 amended, 1939, 37.

SECT. 5A amended, 1935, 68 § 4.

SECT. 5B added, 1943, 61 § 1 (relative to borrowing for liabilities incurred by districts prior to the annual appropriations).

SECT. 7 amended, 1936, 224 § 5; first paragraph amended, 1946, 358 § 13; 1947, 207 § 1; 1948, 275 § 3; clause 3A added, 1947, 207 § 2; repealed, 1948, 275 § 4; clause (5) revised, 1947, 101; clause (12) repealed, 1946, 358 § 14; clause (15) added, 1948, 383. (See 1936, 224 §§ 11, 12.)

SECT. 8, clause (3) revised, 1938, 172 § 5; clause (5) revised, 1941, 83; clause (9) amended, 1939, 457; 1947, 298 § 3; clause (13) added, 1946, 358 § 15; amended, 1947, 298 § 4.

SECT. 8A added, 1939, 108 § 1 (providing for submitting to the voters of certain cities the question of approving or disapproving orders authorizing the issue of bonds, notes or certificates of indebtedness for certain purposes). (See 1939, 108 § 2.)

SECT. 9 amended, 1941, 376; 1946, 384 § 1; paragraph added at end, 1947, 298 § 5.

SECT. 10 amended, 1936, 224 § 6; 1939, 24 § 1; 1946, 329. (See 1936, 224 §§ 11, 12.)

SECT. 11 amended, 1936, 224 § 7. (See 1936, 224 §§ 11, 12.)

SECT. 12 amended, 1936, 224 § 8; repealed, 1946, 358 § 16. (See 1936, 224 §§ 11, 12.)

SECT. 13 revised, 1946, 358 § 17; paragraph added at end, 1948, 5.

SECT. 13A added, 1943, 61 § 2 (relative to the incurring of liabilities by districts prior to the annual appropriations).

SECT. 16, last sentence stricken out, 1936, 224 § 10. (See 1936, 224 § 11, 12.)

SECT. 17 amended, 1946, 358 § 18.

SECT. 18 amended, 1946, 358 § 19.

SECT. 19 amended, 1946, 358 § 20.

SECT. 20 amended, 1946, 358 § 21; revised, 1947, 60; sentence added at end, 1949, 403.

SECT. 21 amended, 1946, 358 § 22.

SECT. 22 amended, 1936, 224 § 9. (See 1936, 224 §§ 11, 12.)

SECT. 29. As to tax limit of Boston, see 1932, 125; 1933, 159; 1934, 201; 1935, 284; 1936, 224.

SECT. 31 revised, 1946, 358 § 23; 1949, 138.

SECT. 31A added, 1941, 473 § 1 (relative to budgets in certain cities).

SECT. 32, paragraphs added at end, 1938, 175 § 1, 378 § 16; section revised, 1941, 473 § 2.

SECT. 33 revised, 1941, 473 § 3.

SECT. 33A stricken out and new sections 33A and 33B inserted, 1943, 62 (amending and clarifying the law relative to budgets in cities).

SECT. 33A revised, 1947, 298 § 1.

SECT. 34 revised, 1938, 170; paragraph added at end, 1941, 93.

SECT. 35 amended, 1941, 454.

SECT. 40 amended, 1939, 339; first sentence amended, 1945, 29 § 1; sentence inserted after first sentence, 1947, 298 § 6; section revised, 1948, 82. (See 1945, 29 § 2; repealed by 1946, 109.)

SECT. 41 revised, 1946, 432 § 4.

SECT. 46A added, 1932, 155 (making permanent certain provisions of law relative to investigations of municipal accounts and financial transactions by the director of accounts). [For prior temporary legislation, see 1926, 210; 1929, 335.]

SECT. 51 amended, 1934, 355; repealed, 1938, 458.

SECT. 54 amended, 1933, 200; 1946, 358 § 24; revised, 1948, 194 § 1; 1949, 243.

SECT. 55, sentence added at end, 1948, 143 § 1.

SECT. 55A revised, 1948, 143 § 2, 194 § 2.

SECT. 56A added, 1934, 229 § 1 (relative to the financial year of cities). (See 1934, 229 §§ 2, 3.)

SECT. 63 amended, 1946, 358 § 25.

SECT. 64 added, 1941, 179 (authorizing towns to appropriate money for the payment of certain unpaid bills of previous years).

SECT. 65 added, 1945, 635 § 3 (providing for advances of their vacation pay to officers and employees of cities and towns).

Chapter 45. — Public Parks, Playgrounds and the Public Domain.

SECT. 2 amended, 1941, 10 § 1.

SECT. 14 revised, 1949, 256.

SECT. 17A added, 1938, 220 (authorizing cities and towns to use certain ways therein for playground purposes).

Chapter 46. — Return and Registry of Births, Marriages and Deaths.

SECT. 1, third sentence of second paragraph revised, 1933, 280 § 1; fourth paragraph amended, 1941, 51.

SECT. 1A added, 1939, 61 § 1 (further regulating the making and recording of certificates of birth of certain abandoned children and foundlings).

SECT. 2A added, 1933, 279 (regulating the impounding of birth records of children born out of wedlock); amended, 1937, 78 § 1; revised, 1939, 269 § 1.

SECT. 3, paragraph added at end, 1939, 326 § 1.

SECT. 4A added, 1941, 434 (providing for the verification of returns of births).

SECT. 6 revised, 1939, 61 § 2.

SECT. 9 amended, 1936, 100; 1945, 113.

SECT. 12 amended, 1937, 78 § 2; revised, 1945, 439.

SECT. 13, paragraph in first to sixth lines amended, 1939, 61 § 3; second paragraph amended, 1933, 280 § 2; second paragraph stricken out and two new paragraphs inserted, 1938, 63; first paragraph so inserted revised, 1943, 72 § 2; paragraph in eighteenth and nineteenth lines, as appearing in Tercentenary Edition, amended, 1938, 97; fourth paragraph, as so appearing, amended, 1941, 50; same paragraph

amended, 1945, 65; paragraph added at end, 1939, 61 § 4; paragraph added at end, 1948, 550 § 2.

SECT. 13A added, 1945, 542 (providing for the recording of certain births upon the determination of facts relating thereto by a probate court).

SECT. 16 amended, 1941, 351 § 4.

SECT. 17 revised, 1932, 12; amended, 1939, 269 § 2.

SECT. 19 revised, 1943, 228 § 1; amended, 1945, 570 § 1. (See 1945, 570 § 2.) (See 1943, 228 § 2.)

SECT. 20 revised, 1941, 351 § 5.

SECT. 26 amended, 1939, 326 § 2; first sentence revised, 1947, 283.

Chapter 48. — Fires, Fire Departments and Fire Districts.

For legislation enabling districts to secure the benefits provided by the federal government to assist them in public works projects, see 1945, 74; 1947, 526. (For prior legislation, see 1933, 366; 1934, 21; 1935, 213, 404; 1936, 64, 83, 414; 1937, 159; 1938, 50, 82; 1939, 423; 1941, 639; 1943, 58.)

For legislation authorizing districts to borrow, in the years 1935 to 1944, inclusive, on account of public welfare and soldiers' benefits (and in certain of said years for additional specified purposes), see 1935, 188; 1936, 80; 1937, 107; 1938, 58; 1939, 72, 453; 1941, 92; 1943, 44.

For legislation authorizing the renewal by districts of certain temporary revenue loans, see 1947, 108.

For emergency legislation authorizing districts to make certain appropriations during the existing state of war, see 1943, 5 §§ 1, 6; 75 §§ 1, 2, 4, 5; 1946, 10. [For prior legislation, see 1941, 487; 1942, 4.]

SECT. 8 amended, 1941, 490 § 10.

SECT. 13 amended, 1938, 204; revised, 1941, 581; 1945, 269.

SECT. 15 amended, 1932, 180 § 8; 1941, 490 § 11.

SECT. 16 revised, 1943, 103 § 1.

SECT. 18 revised, 1943, 103 § 2.

SECT. 28A amended, 1941, 490 § 12.

SECT. 28B. See 1941, 688.

SECT. 28C added, 1948, 131 (providing for the closing of privately owned forest lands during periods of fire hazard).

SECT. 36A added, 1948, 149 § 1 (providing for the promotion of certain call firemen to membership in the permanent fire force in certain cities and towns).

SECT. 37 revised, 1948, 149 § 2.

SECT. 51A added, 1948, 337 § 1 (providing for the furnishing of gas masks for the use of members of fire departments); second paragraph revised, 1949, 467 § 1. (See 1948, 337 § 2; 1949, 467 § 2.)

SECT. 58A added, 1941, 638 (further regulating the hours of duty of permanent members of fire departments in certain cities and towns).

SECT. 58B added, 1945, 413 § 1 (further regulating the hours of duty of permanent members of fire departments in certain cities and towns). (See 1945, 413 § 2; 1946, 114, 371, 436, 597; 1947, 64; 200.)

SECT. 59A amended, 1949, 77.

SECT. 59E added, 1939, 419 § 1 (providing for the ultimate abolition of reserve fire forces in certain cities and towns).

SECT. 79 revised, 1948, 133.

Chapter 49. — Fences, Fence Viewers, Pounds and Field Drivers.

SECT. 6 revised, 1948, 550 § 3.

SECT. 36 revised, 1948, 550 § 4.

Chapter 50. — General Provisions relative to Primaries, Caucuses and Elections.

SECT. 1, paragraph defining "Ballot labels" inserted, 1941, 511 § 1; paragraph in lines 19–21 revised, 1943, 453 § 6; paragraph in lines 54 and 55 revised, 1941, 511 § 2; paragraph in lines 56–62 amended, 1943, 318 § 5; paragraph in lines 91 and 92 revised, 1943, 453 § 7; paragraph inserted after paragraph in line 93, 1943, 453 § 8.

SECT. 2 amended, 1932, 141 § 1; sentence added at end, 1938, 341 § 4.

SECT. 3A added, 1947, 37 (relative to the placing on nomination papers of acceptances of nominations).

SECT. 4, paragraph added at end, 1947, 30 § 2.

SECT. 6A added, 1948, 15 § 3 (providing for the filling of vacancies in certain elective offices in case of the retirement of an incumbent by reason of superannuation prior to the next regular election).

SECT. 8 amended, 1943, 453 § 9.

Chapter 51. — Voters.

For legislation providing for a state wide verification of voting lists, see 1938, 427; repealed and superseded by 1939, 450; amended, 1943, 537; 1945, 127.

SECT. 1, first paragraph revised, 1943, 453 § 10; paragraph added at end, 1932, 206.

SECT. 2 amended, 1933, 254 § 3; revised, 1945, 310. (See 1933, 254 § 66.)

SECT. 3 amended, 1933, 254 § 4; revised, 1943, 453 § 11. (See 1933, 254 § 66.)

Heading before section 4 revised, 1943, 453 § 12.

SECT. 4 amended, 1933, 254 § 5; first paragraph revised, 1935, 345 § 1; amended, 1937, 1 § 1; revised, 1938, 186 § 1; section revised, 1938, 440 § 2; section amended, 1943, 453 § 13; last paragraph revised, 1947, 26. (See 1933, 254 §§ 65, 66; 1937, 226; 1938, 186 § 5, 440 § 23.)

SECT. 5 revised, 1938, 440 § 3; 1939, 188 § 1. (See 1938, 440 § 23.)

SECT. 6 revised, 1938, 440 § 4; 1939, 188 § 2; next to last sentence revised, 1949, 196. (See 1938, 440 § 23.)

SECT. 7 amended, 1933, 254 § 6; revised, 1935, 345 § 2; amended, 1938, 440 § 5; revised, 1939, 188 § 3. (See 1933, 254 §§ 65, 66; 1938, 440 § 23.)

SECT. 8 amended, 1933, 254 § 7; 1937, 1 § 2; revised, 1938, 186 § 2, 440 § 6. (See 1933, 254 § 66; 1938, 186 § 5, 440 § 23.)

SECT. 9 amended, 1933, 254 § 8; revised, 1938, 440 § 7. (See 1933, 254 § 66; 1938, 440 § 23.)

SECT. 10 amended, 1938, 440 § 8; repealed, 1943, 453 § 14. (See 1938, 440 § 23.)

SECTS. 10A and 10B added, 1939, 369 § 1 (providing for the securing of information relative to persons residing at inns, lodging houses and public lodging houses); sections stricken out and new section 10A inserted, 1943, 320 § 1.

SECT. 11 revised, 1938, 440 § 9. (See 1938, 440 § 23.)

SECT. 12 revised, 1938, 440 § 10; sentence added at end, 1945, 715 § 1. (See 1938, 440 § 23.)

SECT. 13 repealed, 1943, 453 § 15.

SECT. 14A revised, 1938, 440 § 11. (See 1938, 440 § 23.)

SECT. 14B added, 1933, 254 § 9 (amending special acts relative to the listing of voters in certain municipalities so as to conform to the change in taxing date from April 1 to January 1); revised, 1938, 440 § 12; amended, 1943, 453 § 16. (See 1933, 254 §§ 65, 66; 1938, 440 § 23.)

SECT. 20 revised, 1943, 453 § 17.

SECT. 22 amended, 1938, 280; revised, 1943, 453 § 18.

SECT. 22A added, 1945, 715 § 2 (providing for registration as voters of persons who are physically unable to apply in person); revised, 1946, 196 § 1.

SECT. 23 amended, 1943, 453 § 19; revised, 1945, 715 § 3.

SECT. 26 amended, 1932, 48 § 1; 1935, 37 § 1; 1938, 473 § 2; 1943, 453 § 20; revised, 1947, 34 § 1; sentence inserted before last sentence, 1948, 42.

SECT. 27 revised, 1932, 48 § 2; amended, 1935, 37 § 2; 1938, 473 § 3; amended, 1943, 109 § 1; revised, 1943, 453 § 21; 1947, 34 § 2.

SECT. 28 revised, 1947, 34 § 3.

SECT. 29 amended, 1947, 34 § 4.

SECT. 29A amended, 1943, 109 § 2; revised, 1947, 34 § 5.

SECT. 29B added, 1938, 179 (providing for sessions of registrars of voters in all the wards of every city prior to each biennial state election); amended, 1943, 453 § 22; 1947, 34 § 6.

SECT. 30, first sentence amended, 1943, 453 § 23; section revised, 1947, 34 § 7.

SECT. 32 amended, 1933, 254 § 10. (See 1933, 254 § 66.)

SECT. 33, paragraph added at end, 1945, 246; revised, 1946, 160.

SECT. 34 amended, 1933, 254 § 11. (See 1933, 254 § 66.)

SECT. 35 revised, 1938, 440 § 13; amended, 1939, 451 § 10; sentence added at end, 1947, 244 § 1. (See 1938, 440 § 23.)

SECT. 36 amended, 1933, 254 § 12; paragraph added at end, 1943, 453 § 24. (See 1933, 254 § 66.)

SECT. 37 amended, 1933, 254 § 13; revised, 1938, 440 § 14; fourth sentence amended, 1939, 369 § 2; 1943, 320 § 2; last sentence stricken out, 1941, 328 § 2; section revised, 1943, 453 § 25. (See 1933, 254 § 66; 1938, 440 § 23.)

SECT. 38 revised, 1943, 453 § 26.

SECT. 39 amended, 1938, 440 § 15. (See 1938, 440 § 23.)

SECT. 41 revised, 1943, 453 § 27.

SECT. 41A added, 1941, 328 § 1 (ensuring that certain laws relative to registration of persons residing at inns and lodging houses are of general application); revised, 1943, 320 § 3.

SECT. 42 revised, 1945, 715 § 4.

SECT. 42A added, 1945, 715 § 5 (relative to registration as voters of persons who are physically unable to apply in person); revised, 1946, 196 § 2.

SECT. 43 amended, 1933, 254 § 14; revised, 1938, 440 § 16. (See 1933, 254 § 66; 1938, 440 § 23.)

- SECT. 44 amended, 1943, 453 § 28; revised, 1945, 715 § 6.
 SECT. 45 revised, 1943, 108; 1945, 715 § 7.
 SECT. 46 revised, 1945, 715 § 8.
 SECT. 47 revised, 1945, 715 § 9.
 SECT. 50 amended, 1938, 440 § 17; 1945, 378. (See 1938, 440 § 23.)
 SECT. 54, paragraph added at end, 1946, 537 § 1. (See 1946, 537 § 12.)
 SECT. 55 amended, 1933, 254 § 15; sentence added at end, 1936, 2 § 1; same sentence revised, 1938, 473 § 4; section amended, 1943, 453 § 29; third and fourth sentences revised, 1949, 212; last sentence revised, 1946, 140 § 15. (See 1933, 254 § 66.)
 SECT. 57 amended, 1943, 453 § 30.
 SECT. 58 revised, 1945, 253.
 SECT. 61 amended, 1937, 21 § 1.
 SECT. 62 amended, 1943, 453 § 31.
 SECT. 63 revised, 1943, 453 § 32.

Chapter 52. — Political Committees.

The following references are to chapter 52, as appearing in the Tercenary Edition:

- SECT. 1 amended, 1932, 310 § 1; revised, 1934, 288 § 1; 1936, 99. (See 1934, 288 § 5; 1937, 384, 435.)
 SECT. 2 amended, 1932, 310 § 2; revised, 1934, 288 § 2; amended, 1936, 11 § 2. (See 1934, 288 § 5; 1936, 11 § 3; 1937, 384, 435.)
 SECT. 4 amended, 1934, 288 § 3. (See 1934, 288 § 5.)
 SECT. 7 amended, 1934, 118; first paragraph stricken out, 1934, 288 § 4. (See 1934, 288 § 5; 1937, 384, 435.)
 SECT. 9 amended, 1932, 310 § 3; 1937, 24 § 1. (See 1937, 384, 435.)
 Chapter stricken out and new chapter inserted, 1938, 346 § 1. (See 1938, 346 §§ 3, 4.)

The following reference is to the new chapter 52:

- SECT. 1, first two paragraphs revised, 1948, 614 § 1. (See 1948, 614 §§ 8, 9.)
 SECT. 1A added, 1948, 614 § 2 (relative to nominations of candidates for members of state political committees). (See 1948, 614 §§ 8, 9.)
 SECT. 2, sentence added at end, 1948, 23.
 SECT. 9 revised, 1941, 337 § 1.

Chapter 53. — Nominations, Questions to be submitted to the Voters, Primaries and Caucuses.

- SECT. 1 amended, 1939, 371.
 SECT. 2 amended, 1932, 310 § 4; last sentence revised, 1934, 32 § 1; section revised, 1938, 473 § 5; 1941, 337 § 2. (See 1937, 384, 435.)
 SECT. 3 revised, 1936, 116 § 1; amended, 1937, 45 § 1; revised, 1943, 334 § 1; sentence added at end, 1945, 55.
 SECT. 5, paragraph added at end, 1947, 141.
 SECT. 6 amended, 1936, 101; revised, 1939, 191; 1941, 266; amended, 1943, 50; revised, 1943, 334 § 2.
 SECT. 7 amended, 1933, 254 § 16; sentence inserted, 1936, 2 § 2; section revised, 1936, 4 § 1; amended, 1937, 25 § 1; 1938, 341 § 5; first and second sentences revised, 1943, 334 § 3. (See 1933, 254 § 66.)
 SECT. 7A added, 1943, 229 § 2 (relative to the certification of nomination petitions for preliminary elections in cities).

SECT. 8, first paragraph amended, 1932, 135 § 4; section amended, 1933, 35 § 1; first sentence amended, 1938, 473 § 6; section revised, 1943, 334 § 4.

SECT. 10, first paragraph amended, 1934, 111; revised, 1937, 45 § 2; amended, 1938, 373 § 4; 1946, 20 § 2; second paragraph revised, 1933, 313 § 2; 1941, 278; amended, 1941, 472 § 4; 1943, 229 § 3; third paragraph revised, 1937, 77 § 2; amended, 1943, 334 § 5; revised, 1947, 74; paragraph inserted after third paragraph, 1948, 63.

SECT. 11, sentence added at end, 1933, 313 § 3; revised, 1937, 77 § 3; section revised, 1937, 212 § 1; amended, 1943, 334 § 6.

SECT. 12 revised, 1937, 212 § 2; first paragraph amended, 1943, 334 § 7; paragraph added at end, 1939, 166.

SECT. 12A added, 1933, 305 (to prevent certain fraudulent nominations).

SECT. 13, sentence added at end, 1933, 313 § 4; section amended, 1937, 26, 77 § 4.

SECT. 14, sentence inserted after third sentence, 1943, 334 § 8.

SECT. 15 amended, 1943, 334 § 9.

SECT. 17 amended, 1943, 334 § 10.

SECT. 17A added, under the heading "ENDORSEMENT FOR NOMINATION OF MEMBERS OF STATE POLITICAL COMMITTEES BY CONVENTIONS", 1938, 397; second paragraph amended, 1945, 237 § 1; fifth paragraph amended, 1945, 20.

SECT. 18 revised, 1934, 282.

SECT. 20 revised, 1943, 334 § 11.

SECT. 21 amended, 1945, 237 § 2.

SECT. 22A amended, 1932, 80; 1938, 192; 1943, 51; 1948, 596.

SECT. 22B added, 1938, 191 (requiring persons circulating initiative and referendum petitions to attest the validity of signatures thereto under the penalties of perjury).

SECT. 24. See 1937, 275.

SECT. 26 amended, 1943, 334 § 12; paragraph added at end, 1945, 51.

SECT. 28 amended, 1932, 310 § 5; revised, 1933, 313 § 5; amended, 1934, 32 § 2; revised, 1938, 473 § 7; first paragraph amended, 1946, 20 § 3. (See 1937, 384, 435.)

SECT. 32 amended, 1932, 310 § 6; 1938, 473 § 8. (See 1937, 384, 435.)

SECT. 33, sentence added at end, 1941, 511 § 3.

SECT. 34 revised, 1932, 310 § 7; first paragraph revised, 1938, 436 § 1; fourth paragraph revised, 1937, 22; section revised, 1938, 473 § 9; second and third paragraphs revised, 1941, 337 § 3; fifth paragraph revised, 1941, 352; amended, 1943, 334 § 13. (See 1937, 384, 435.)

SECT. 35 amended, 1932, 310 § 8; 1938, 473 § 10; amended, 1941, 337 § 4. (See 1937, 384, 435.)

SECT. 35A added, 1943, 301 (relative to pasters or stickers for use at primaries).

SECT. 36 amended, 1941, 511 § 4.

SECT. 37 revised, 1943, 334 § 14; sentence added at end, 1949, 194.

SECT. 38 amended, 1938, 299; 1943, 334 § 15; 1945, 237 § 3.

SECT. 40 revised, 1932, 30.

SECT. 40A added, 1943, 334 § 16 (requiring petitions for recounts at primaries of a political party to be signed by enrolled voters thereof).

SECT. 41 revised, 1932, 310 § 9; section and title preceding it stricken out and new section inserted under the heading "PROVISIONS APPLYING TO STATE PRIMARIES", 1938, 473 § 11; section revised, 1941, 337 § 5. (See 1937, 384, 435.)

SECT. 42 amended, 1932, 310 § 10; 1937, 24 § 2; revised, 1938, 373 § 1. (See 1937, 384, 435.)

SECT. 43 amended, 1932, 310 § 11; 1937, 201; 1949, 109 § 1. (See 1937, 384, 435.)

SECT. 44 revised, 1932, 310 § 12; amended, 1935, 38; revised, 1938, 373 § 2, 473 § 12; amended, 1941, 337 § 6. (See 1937, 384, 435.)

SECT. 45 amended, 1932, 310 § 13; first paragraph amended, 1936, 22; 1938, 84; section revised, 1938, 473 § 13; amended, 1941, 337 § 7; first paragraph amended, 1947, 338 § 1; paragraph added at end, 1946, 537 § 2. (See 1937, 384, 435; 1946, 537 § 12.)

SECT. 46 amended, 1936, 4 § 2; revised, 1937, 25 § 2; amended, 1941, 337 § 8.

SECT. 47 amended, 1932, 310 § 14; 1938, 473 § 14. (See 1937, 384, 435.)

SECT. 48 amended, 1932, 310 § 15; first paragraph revised, 1938, 373 § 3; paragraph added at end, 1938, 272; same paragraph amended, 1941, 563; paragraph added at end, 1941, 675; section amended, 1943, 53; first paragraph amended, 1946, 20 § 4. (See 1937, 384, 435.)

SECT. 49 revised, 1932, 310 § 16; 1938, 473 § 15. (See 1937, 384, 435.)

SECT. 51 amended, 1932, 310 § 17; 1938, 473 § 16. (See 1937, 384, 435.)

SECT. 52 amended, 1932, 310 § 18; revised, 1938, 473 § 17; amended, 1941, 337 § 9; revised, 1948, 614 § 3. (See 1937, 384, 435; 1948, 614 §§ 8, 9.)

SECT. 53 revised, 1932, 310 § 19; 1938, 473 § 18; amended, 1941, 337 § 10; 1948, 614 § 4. (See 1937, 384, 435; 1948, 614 §§ 8, 9.)

SECT. 53A amended, 1932, 310 § 20; revised, 1938, 473 § 19. (See 1937, 384, 435.)

SECT. 54 revised, 1932, 310 § 21; two sentences added, 1935, 482 § 1; section amended, 1936, 11 § 1; 1937, 24 § 3; section (and heading) revised, 1938, 346 § 2; section amended, 1941, 337 § 11. (See 1936, 11 §§ 2, 3; 1937, 384, 435; 1938, 346 §§ 3, 4.)

SECTS. 54A and 54B added, 1932, 310 § 22 (relative to proceedings at pre-primary conventions, to the form of certificates of nomination of candidates thereat, and to the acceptance of such nominations); repealed, 1938, 473 § 20. (See 1937, 384, 435.)

SECT. 55, paragraph added at end, 1936, 116 § 2.

SECT. 56 amended, 1943, 334 § 17.

SECT. 57 amended, 1937, 410; 1945, 237 § 4.

SECT. 61 amended, 1936, 140; 1937, 411; 1941, 272.

SECTS. 65-70 (and caption) repealed, 1932, 310 § 23. (See 1937, 384, 435; 1938, 473 § 21.)

SECTS. 70A-70H added, under heading "PROVISIONS APPLYING TO PRESIDENTIAL PRIMARIES," 1938, 473 § 21.

SECT. 70B amended, 1941, 337 § 12.

SECT. 70D, fourth sentence stricken out and two sentences inserted, 1947, 338 § 2; section revised, 1948, 614 § 5. (See 1948, 614 §§ 8, 9.)

SECT. 70E, sentence inserted before last sentence, 1947, 31.

SECT. 70F amended, 1939, 451 § 11; revised, 1948, 614 § 6. (See 1948, 614 §§ 8, 9.)

SECT. 70G, second paragraph amended, 1948, 614 § 7. (See 1948, 614 §§ 8, 9.)

SECT. 71. See 1937, 275.

SECT. 72A added, 1933, 313 § 6 (relative to caucuses before regular city elections in cities having absent voting); revised, 1937, 77 § 5; 1945, 1.

SECT. 76, paragraph added at end, 1946, 537 § 3. (See 1946, 537 § 12.)

SECT. 87, paragraph added at end, 1946, 537 § 4. (See 1946, 537 § 12.)

SECT. 112 amended, 1935, 59 § 2.

SECT. 117 amended, 1932, 141 § 2.

SECT. 121 added, 1932, 141 § 3 (authorizing the nomination by caucuses other than those of political or municipal parties of two candidates for each town office); revised, 1936, 204.

Chapter 54. — Elections.

For legislation relative to absent voting by members of the armed forces during time of war, see 1948, 531.

SECT. 2 amended, 1943, 411 § 1.

SECT. 4 revised, 1935, 482 § 2; amended, 1936, 185; revised, 1937, 412.

SECT. 5 revised, 1943, 209 § 1.

SECT. 6 revised, 1943, 411 § 2.

SECT. 7 revised, 1943, 411 § 3; amended, 1947, 267 § 1.

SECT. 7A added, 1947, 267 § 3 (authorizing the division of precincts in certain towns for the sole purpose of facilitating voting therein).

SECT. 9A added, 1937, 267 § 1 (relative to the use of precincts in certain towns in the formation of representative districts); revised, 1947, 267 § 2.

SECT. 11 amended, 1932, 76 § 1; 1934, 158 § 1; 1937, 27; 1938, 341 § 6; revised, 1941, 432 § 1.

SECT. 11A added, 1932, 76 § 2 (dispensing with the appointment of deputy election officers in certain cities).

SECT. 11B added, 1941, 432 § 2 (relative to the appointment of election officers in certain cities); revised, 1943, 230.

SECT. 12 amended, 1934, 158 § 2; revised, 1945, 363.

SECT. 13 amended, 1934, 158 § 3; 1943, 411 § 4.

SECT. 14 amended, 1943, 411 § 5.

SECT. 16A added, 1943, 411 § 6 (relative to the temporary filling of vacancies in the offices of election officers).

SECT. 19 amended, 1934, 158 § 4.

SECT. 21 amended, 1934, 158 § 5.

SECT. 22 amended, 1943, 411 § 7.

SECT. 23 amended, 1943, 411 § 8; paragraph added at end, 1946, 537 § 5. (See 1946, 537 § 12.)

SECT. 24, last sentence stricken out and two new sentences inserted, 1943, 209 § 2.

SECT. 25 revised, 1943, 411 § 9.

SECT. 26 amended, 1938, 281 § 1; 1943, 240.

SECT. 27, paragraph added at end, 1946, 537 § 6. (See 1946, 537 § 12.)

SECT. 30 amended, 1943, 310 § 1.

SECT. 30A added, 1943, 310 § 2 (relative to election officers in places where voting machines are used); revised, 1947, 255 § 1.

SECT. 31, paragraph added at end, 1943, 310 § 3.

SECT. 33, last sentence stricken out, and paragraph inserted at end, 1935, 238 § 1.

SECTS. 33A-33D added, 1943, 310 § 4 (relative to the use of voting machines at primaries and elections).

SECT. 34 revised, 1936, 205 § 1; second paragraph stricken out, 1938, 281 § 2; section amended, 1945, 84.

SECT. 35 revised, 1943, 310 § 5.

SECTS. 35A and 35B added, 1938, 281 § 3 (relative to voting by challenged voters at polling places where voting machines are used and to the counting of votes where such machines are used).

SECT. 35A, sentence added at end, 1941, 511 § 5; section amended, 1945, 62.

SECT. 35B, second sentence of second paragraph revised, 1941, 511 § 6; second paragraph revised, 1943, 310 § 6; third paragraph amended, 1941, 511 § 7.

SECT. 38 revised, 1936, 205 § 2.

SECT. 41, third paragraph amended, 1933, 35 § 2; 1938, 190; second sentence of same paragraph revised, 1938, 436 § 2; same paragraph amended, 1946, 78; last paragraph stricken out and three paragraphs inserted, 1943, 411 § 11.

SECT. 42 amended, 1932, 135 § 5; first paragraph amended, 1935, 238 § 2; same paragraph revised, 1941, 292; first two paragraphs revised, 1948, 272; last paragraph amended, 1943, 411 § 12.

SECT. 42A added, 1947, 138 § 1 (relative to questions appearing upon ballots at state and municipal elections).

SECT. 43 revised, 1932, 135 § 1.

SECT. 44 amended, 1943, 411 § 13.

SECT. 45, first sentence revised, 1943, 281 § 1; paragraph added at end, 1943, 281 § 2.

SECT. 48 amended, 1943, 290.

SECT. 49 amended, 1943, 411 § 14.

SECT. 53 amended, 1945, 64.

SECT. 60, last sentence amended, 1938, 281 § 6.

SECT. 62 amended, 1935, 257 § 5. (See 1935, 257 § 12.)

SECT. 64, third paragraph revised, 1949, 109 § 2; last paragraph amended, 1934, 39 § 5.

SECT. 65 revised, 1933, 289 § 1; amended, 1943, 411 § 15; paragraph added at end, 1946, 537 § 7. (See 1946, 537 § 12.)

SECT. 68, paragraph added at end, 1946, 537 § 8. (See 1946, 537 § 12.)

SECT. 69 amended, 1947, 255 § 2.

SECT. 70 revised, 1943, 411 § 16; amended, 1947, 255 § 3.

SECT. 71. See 1937, 275.

SECT. 71A added, 1943, 411 § 17 (requiring that election officers in cities and in certain towns be supervised by the city or town clerk).

SECT. 73, paragraph added at end, 1946, 537 § 9. (See 1946, 537 § 12.)

SECT. 75 amended, 1943, 411 § 18.

SECT. 76 revised, 1943, 411 § 19.

SECT. 76A added, 1943, 411 § 20 (requiring a person applying to vote to write his name upon request of any election officer).

SECT. 78 revised, 1932, 135 § 2.

SECT. 79 amended, 1943, 411 § 21.

SECT. 85A added, 1937, 275 § 1 (relative to the challenging of voters at polling places at certain elections, primaries and caucuses). (See 1937, 275 § 2.)

SECT. 86 revised, 1945, 466 § 1.

SECT. 87, subsection (a) revised, 1945, 52; subsection (b) revised, 1936, 404 § 1; amended, 1945, 466 § 2; 1948, 477 § 1; subsection (c) revised, 1936, 404 § 2; amended, 1937, 162 § 2; 1941, 279 § 2; 1944, 1 § 9; 1945, 231 §§ 1, 2; 466 § 3; subsection (d) revised, 1941, 333; subsection (e) revised, 1946, 140 § 13.

SECT. 89 revised, 1936, 404 § 3.

SECT. 90 repealed, 1946, 140 § 14.

SECT. 92 revised, 1936, 404 § 4; amended, 1937, 162 § 1; 1941, 279 § 1; revised, 1945, 466 § 4.

SECT. 93 revised, 1936, 404 § 5; amended, 1941, 722 § 8.

SECT. 95 revised, 1936, 404 § 6; amended, 1945, 466 § 5.

SECT. 96 amended, 1936, 404 § 7.

SECT. 98 amended, 1945, 466 § 6.

SECT. 100 revised, 1936, 404 § 8.

SECT. 103A added, 1933, 313 § 1 (providing for absent voting at regular city elections); affected, 1936, 404 § 9; revised, 1937, 77 § 1; first paragraph amended, 1939, 152; revised, 1948, 477 § 2; paragraph added at end, 1946, 118.

SECT. 104 amended, 1934, 39 § 6.

SECT. 105, second paragraph revised, 1947, 95; fourth paragraph amended, 1938, 341 § 7.

SECT. 107 revised, 1943, 411 § 22; amended, 1946, 93.

SECT. 109 amended, 1943, 411 § 23.

SECT. 112 amended, 1935, 257 § 6; 1939, 31 § 3; first sentence revised, 1946, 130 § 2. (See 1935, 257 § 12.)

SECT. 116, first sentence revised, 1946, 130 § 3.

SECT. 122 amended, 1935, 257 § 7. (See 1935, 257 § 12.)

SECTS. 124-128 repealed, 1946, 130 § 4.

SECT. 132 amended, 1932, 33.

SECT. 133 amended, 1937, 21 § 2.

SECT. 134 amended, 1943, 411 § 24.

SECT. 135, first paragraph amended, 1933, 254 § 17; section revised, 1933, 270; first paragraph revised, 1935, 59 § 1; 1938, 250 § 1; 1941, 236; third paragraph revised, 1937, 303; same paragraph amended, 1941, 350; last paragraph revised, 1938, 250 § 2; paragraph inserted after first paragraph, 1938, 281 § 4; section revised, 1943, 417; paragraph inserted after first paragraph, 1945, 149; first paragraph stricken out and three paragraphs inserted, 1945, 315; third paragraph revised, 1947, 353 § 1; seventh paragraph revised, 1947, 353 § 2. (See 1933, 254 § 66.)

SECT. 135A added, 1938, 281 § 5 (relative to the recounting of votes where voting machines are used); amended, 1943, 411 § 25; sentence inserted after first sentence, 1949, 188; 1945, 142.

SECT. 137 amended, 1935, 55.

SECT. 138, last paragraph amended, 1937, 23 § 1.

SECT. 139 amended, 1943, 49.

SECT. 141 amended, 1939, 508 § 16; first paragraph stricken out, 1946, 130 § 5; second paragraph amended, 1945, 38 § 7; 1946, 20 § 1.

SECT. 144 revised, 1935, 257 § 8; first paragraph amended, 1939, 31 § 4. (See 1935, 257 § 12.)

SECT. 146 amended, 1935, 257 § 9. (See 1935, 257 § 12.)

SECT. 148 amended, 1937, 23 § 2.

SECT. 151 amended, 1932, 135 § 3.

SECT. 158 amended, 1935, 257 § 10; first paragraph revised, 1939, 31 § 5. (See 1935, 257 § 12.)

SECT. 161 (except last paragraph) amended, 1934, 265; paragraph added at end, 1946, 594. (See 1939, 467.)

Chapter 54A. — Election of City and Town Officers by Proportional Representation and Preferential Voting.

New chapter inserted, 1937, 345.

Chapter inserted by 1937, 345 stricken out and new chapter inserted, 1938, 341 § 1.

SECT. 1 amended, 1941, 345.

SECT. 2, paragraph added at end, 1938, 378 § 17; section revised, 1941, 640 § 6. (See 1941, 640 § 7.)

Chapter 55. — Corrupt Practices and Election Inquests.

SECT. 1 revised, 1943, 318 § 1.

SECT. 5 amended, 1943, 318 § 2.

SECT. 6 amended, 1943, 318 § 3.

SECT. 7 amended, 1938, 75; revised, 1943, 273 § 1.

SECT. 8 revised, 1939, 223.

SECT. 16, sentence added at end, 1941, 280 § 1.

SECT. 17 amended, 1941, 280 § 2.

SECT. 17A added, 1943, 273 § 2 (requiring the filing of statements of receipts and expenditures on account of activities of certain corporations when affected by initiative petitions).

SECT. 19, last sentence revised, 1946, 22.

SECT. 34B added, 1943, 483 § 1 (prohibiting interference with the delivery to voters of circulars and other printed matter or the unlawful removal thereof).

SECT. 34C added, 1945, 602 § 1 (prohibiting distribution of slates of candidates for nomination or election to state office without the party designation of each candidate thereon).

SECT. 36, paragraph inserted after paragraph contained in line 10, 1943, 483 § 2.

SECT. 37 revised, 1943, 318 § 4.

Chapter stricken out and new chapter 55 inserted, 1946, 537 § 10. (See 1946, 537 § 12.)

Chapter 56. — Violations of Election Laws.

SECT. 1 repealed, 1939, 342 § 3.

SECT. 2 revised, 1938, 440 § 18. (See 1938, 440 § 23.)

SECT. 4 amended, 1939, 451 § 12.

SECT. 5 revised, 1938, 440 § 19; sentence added at end, 1943, 320 § 4 (See 1938, 440 § 23.)

SECT. 6 revised, 1938, 440 § 20. (See 1938, 440 § 23.)

SECT. 7 amended, 1938, 440 § 21. (See 1938, 440 § 23.)

SECT. 8 revised, 1938, 440 § 22. (See 1938, 440 § 23.)

SECT. 22 revised, 1938, 341 § 8; amended, 1943, 411 § 26.

SECT. 28 amended, 1938, 341 § 9.

SECT. 33 amended, 1939, 299 § 1.

SECT. 35 amended, 1939, 299 § 2.

SECT. 39 revised, 1933, 289 § 2.

SECT. 40 amended, 1938, 341 § 10.

SECT. 44 amended, 1938, 341 § 11.

SECT. 45 amended, 1938, 341 § 12.

SECT. 48 amended, 1939, 451 § 13.

SECT. 65A added, 1943, 483 § 3 (penalizing interference with the delivery to voters of circulars and other printed matter or the unlawful removal thereof); amended, 1945, 602 § 2.

SECT. 68 amended, 1939, 299 § 3.

Chapter stricken out and new chapter 56 inserted, 1946, 537 § 11. (See 1946, 537, § 12.)

SECT. 44A added, 1949, 238 (prohibiting the distribution of certain lists of candidates for state office unless the name of the person responsible therefor appears thereon).

Chapter 57. — Congressional, Councillor and Senatorial Districts, and Apportionment of Representatives.

SECT. 1 revised, 1941, 556.

SECT. 2 revised, 1939, 507 § 1; 1948, 250 § 1. (See 1948, 250 §§ 3, 4.)

SECT. 3 revised, 1939, 507 § 2; 1948, 250 § 2. (See 1948, 250 §§ 3, 4.)

SECT. 4 revised, 1939, 467 § 1; 1947, 182 § 1. (See 1939, 467 §§ 2, 3, 4; 1947, 182 §§ 2, 3, 4.)

SECT. 5. See 1939, 467.

Chapter 58. — General Provisions relative to Taxation.

For legislation relative to the collection of certain taxes and other charges due the commonwealth, see 1943, 568; 1945, 325, 712; 1946, 615.

SECT. 1, first sentence revised, 1943, 428 § 2; fifth sentence amended, 1932, 180 § 9; same sentence revised, 1937, 108 § 2.

SECT. 2 amended, 1933, 254 § 18; paragraph added at end, 1941, 726 § 2. (See 1933, 254 § 66.)

SECT. 3 amended, 1933, 254 § 19. (See 1933, 254 § 66.)

SECT. 8 revised, 1935, 322 § 1; revised, 1945, 351 § 2.

SECT. 9 revised, 1939, 346; 1941, 112.

SECT. 10 amended, 1934, 323 § 9. (See 1934, 323 § 11.)

SECT. 11 amended, 1939, 451 § 14; repealed, 1941, 609 § 1.

SECT. 12 amended, 1941, 490 § 13; repealed, 1941, 609 § 1.

SECT. 13 amended, 1933, 254 § 20; amended, 1945, 564. (See 1933, 254 § 66.)

SECT. 14 amended, 1939, 451 § 15.

SECT. 15 amended, 1933, 254 § 21; revised, 1941, 490 § 14. (See 1933, 254 § 66.)

SECT. 17A amended, 1939, 451 § 26.

SECT. 17B added, 1945, 592 § 1 (relative to payments by the commonwealth to certain towns in reimbursement for loss of taxes by reason of property taken for flood control). (See 1945, 592 § 2.)

SECT. 18 revised, 1933, 350 § 7; amended, 1936, 405 § 1; 1939, 451 § 16; 1945, 624 § 1; revised, 1945, 735 § 4; amended, 1947, 679 § 3; affected, 1933, 357 § 4; 1935, 438 §§ 2. (See 1933, 307 § 11, 350 § 9; 1936, 362 § 4.)

SECT. 20 revised, 1936, 362 § 3; amended, 1937, 108 § 1; 1941, 656 § 1; introductory paragraph amended, 1945, 624 § 2. (See 1936, 362 §§ 4, 8; 1937, 108 § 3.)

SECT. 20A added, 1936, 376 § 3 (relative to the set-off of money due to the commonwealth from a city or town against sums due to the city or town from the commonwealth).

SECT. 21 amended, 1933, 254 § 22; repealed, 1934, 323 § 1. (See 1933, 254 § 66; 1934, 323 § 11.)

SECTS. 22 and 23 repealed, 1934, 323 § 1. (See 1934, 323 § 11.)

SECT. 24 amended, 1933, 254 § 23. (See 1933, 254 § 66.)

SECT. 24A revised, 1934, 323 § 2; first sentence amended, 1945, 624 § 3. (See 1934, 323 § 11.)

SECT. 25 revised, 1934, 323 § 3; amended, 1939, 451 § 17; first sentence revised, 1941, 729 § 11; section revised, 1945, 624 § 4; 687. (See 1934, 323 § 11; 1941, 729 § 15.)

SECT. 25A revised, 1934, 323 § 4; first sentence revised, 1945, 624 § 5. (See 1934, 323 § 11.)

SECT. 26 amended, 1933, 254 § 24; repealed, 1934, 323 § 1. (See 1933, 254 § 66; 1934, 323 § 11.)

SECT. 26A added, 1945, 523 § 1 (relative to abatement of uncollectible taxes).

SECT. 27, first sentence revised, 1943, 521 § 1.

SECTS. 28A and 28B added, 1947, 483 § 1 (provisions for aiding in the collection of federal and state personal income taxes).

SECT. 29, paragraph (4) stricken out, 1945, 161 § 1.

SECT. 30 revised, 1945, 624 § 6.

SECT. 31 added, under heading "FORMS", 1937, 135 § 1 (relative to forms of application for abatement of taxes and certain other forms and the approval thereof by the commissioner of corporations and taxation).

Chapter 58A. — Appellate Tax Board (former title, Board of Tax Appeals).

SECT. 1 revised, 1937, 400 § 3; first paragraph amended, 1948, 583. (See 1937, 400 §§ 1, 2, 4, 5, 7.)

SECT. 5 revised, 1941, 381, 596 § 24.

SECT. 6 amended, 1932, 180 § 10; revised, 1933, 167 § 4; amended, 1934, 323 § 10; revised, 1938, 478 § 4; first sentence revised, 1941, 609 § 2; same sentence amended, 1941, 726 § 1; same sentence revised, 1945, 367 § 3; section revised, 1945, 621 § 1; first sentence revised, 1947, 632 § 2. (See 1933, 167 § 5; 1934, 323 § 11; 1937, 400 § 1; 1947, 632 § 3.)

SECT. 7 revised, 1933, 321 § 2; amended, 1939, 451 § 18; 1945, 621 § 2. (See 1933, 321 § 9.)

SECT. 7A added, 1933, 321 § 3 (providing for the establishment of informal procedure before the appellate tax board); revised, 1935, 447; third sentence revised, 1938, 384; 1943, 282; section revised, 1945, 621 § 3. (See 1933, 321 §§ 8, 9.)

SECT. 8 revised, 1933, 321 § 4. (See 1933, 321 § 9.)

SECT. 8A added, 1935, 276 § 1 (providing for adequate discovery in tax appeal cases).

SECT. 10 revised, 1933, 321 § 5. (See 1933, 321 § 9.)

SECT. 12 amended, 1933, 321 § 6. (See 1933, 321 § 9.)

SECT. 12A added, 1943, 430 (relative to taxation of costs by the appellate tax board in certain appeals as to the assessed value where it exceeds the value as recently determined by said board).

SECT. 13 revised, 1933, 321 § 7; one sentence revised, 1933, 350 § 8; same sentence amended, 1935, 218 § 1; 1939, 366 § 1. (See 1933, 321 § 9, 350 § 9.)

Chapter 59. — Assessment of Local Taxes.

For temporary legislation exempting persons in the military and naval service of the United States from the payment of poll taxes, see 1943, 406; 1947, 637.

For temporary legislation exempting from taxation certain real property of residents of the commonwealth serving in the armed forces of the United States, and their spouses, see 1943, 412; 1945, 627 § 2.

For legislation relative to the collection of certain taxes and other charges due the commonwealth, see 1943, 568; 1945, 325, 712; 1946, 615.

Temporary act relative to the taking of appeals involving real estate in which closed banks have an interest, 1941, 145 § 2.

As to Boston taxes, see 1932, 125; 1933, 159; 1934, 201; 1935, 284; 1936, 224.

SECT. 1 amended, 1936, 202 § 1; revised, 1938, 186 § 3. (See 1936, 202 § 2; 1938, 186 § 5.)

SECT. 3B added, 1946, 393 (to abolish certain implied exemptions from local taxation).

SECT. 5, clause First revised, 1936, 81; 1938, 47; clause Third, subsection (c) amended, 1933, 198 § 1 (see 1933, 198 § 2); clause Eighth amended, 1947, 83 § 1; clause Eleventh revised, 1938, 317; clause Sixteenth revised, 1936, 362 § 1 (see 1936, 362 §§ 4, 8); 1941, 467; amended, 1949, 732; clause Seventeenth revised, 1935, 294; amended, 1939, 451 § 19; revised, 1941, 227 § 1; clause Seventeenth A added, 1938, 186 § 4 (see 1938, 186 § 5); sentence added at end, 1943, 559; amended, 1949, 236; clause Eighteenth revised, 1941, 227 § 2; clause Twentieth revised, 1937, 132; 1941, 482; 1947, 310; clause Twenty-second amended, 1939, 451 § 20; paragraph (a) amended, 1945, 627 § 1; clause revised, 1946, 579; 1947, 612 § 1 (see 1947, 612 § 2); paragraph (a), sentence added at end, 1949, 206; paragraph (d) revised, 1948, 560; paragraph (e) and one other paragraph inserted, 1948, 644 § 1 (see 1948, 644 § 3); paragraph added at end, 1948, 644 § 2

(see 1948, 644 § 3); clause revised, 1949, 534 § 1; clause Twenty-third amended, 1932, 114 § 4; revised, 1947, 647; 1949, 534 § 2; clause Thirty-fifth revised, 1939, 24 § 2.

SECT. 5A added, 1941, 227 § 3 (relative to collection of taxes from estates of persons who were relieved therefrom for lack of ability to pay, or otherwise); first sentence revised, 1948, 541.

SECT. 6 amended, 1933, 254 § 25; 1936, 59 § 1; first paragraph amended, 1941, 440; revised, 1946, 410. (See 1933, 254 § 66; 1936, 59 § 3.)

SECTS. 6 and 7. See 1934, 307.

SECT. 7, first paragraph amended, 1936, 59 § 2; section amended, 1939, 451 § 21; 1945, 367 § 1. (See 1936, 59 § 3.)

SECT. 7A added, 1945, 367 § 2 (relative to payments in lieu of taxes on certain property held by a municipality or district in another municipality).

SECT. 8 amended, 1933, 80, 254 § 26; paragraph added at end, 1935, 119 § 1. (See 1933, 254 § 66; 1935, 119 § 2.)

SECT. 9 amended, 1933, 254 § 27; revised, 1939, 342 § 4. (See 1933, 254 § 66.)

SECT. 10 amended, 1933, 254 § 28. (See 1933, 254 § 66.)

SECT. 11 amended, 1933, 254 § 29; revised, 1936, 92; 1939, 175. (See 1933, 254 § 66.)

SECT. 16 amended, 1937, 114.

SECT. 18, opening paragraph and clauses First and Second amended, 1933, 254 § 30; clause Second revised, 1936, 362 § 2. (See 1933, 254 § 66; 1936, 362 § 8.)

SECT. 19 amended, 1933, 254 § 31; revised, 1945, 143. (See 1933, 254 § 66.)

SECT. 20 revised, 1933, 254 § 32; amended, 1936, 376 § 1; revised, 1946, 432 § 1. (See 1933, 254 § 66.)

SECT. 21 revised, 1933, 254 § 33; 1936, 376 § 2; second sentence amended, 1945, 624 § 7; first three sentences stricken out and five sentences inserted, 1946, 432 § 2. (See 1933, 254 § 66.)

SECT. 23, first paragraph amended, 1948, 576; paragraph added at end, 1938, 175 § 2; 1949, 104 § 1.

SECT. 25, sentence added at end, 1949, 104 § 2.

SECT. 27 amended, 1936, 118 § 2. (See 1936, 118 § 3.)

SECT. 29, last three sentences revised, 1933, 254 § 34. (See 1933, 254 § 66.)

SECT. 33 amended, 1933, 254 § 35. (See 1933, 254 § 66.)

SECT. 39 amended, 1933, 254 § 36; 1939, 451 § 22. (See 1933, 254 § 66.)

SECT. 41 amended, 1933, 254 § 37. (See 1933, 254 § 66.)

SECT. 43, first sentence revised, 1948, 112 § 1.

SECT. 45 amended, 1933, 254 § 38; first sentence revised, 1948, 112 § 2; form appended to section amended, 1933, 254 § 39. (See 1933, 254 § 66.)

SECT. 47 amended, 1933, 254 § 40. (See 1933, 254 § 66.)

SECT. 48 revised, 1947, 84.

SECT. 49 amended, 1933, 254 § 41; first sentence revised, 1948, 112 § 3. (See 1933, 254 § 66.)

SECT. 50 revised, 1948, 112 § 4.

SECT. 57 amended, 1933, 151 § 1; revised, 1933, 254 § 42; 1935, 158 § 1; amended, 1937, 203 § 1; revised, 1938, 330 § 1; 1941, 258 § 1; first two sentences revised, 1947, 522 § 1; first sentence revised, 1949, 265 § 1; fourth and fifth sentences stricken out and three sentences inserted, 1947, 99 § 1; sentence added at end, 1949, 278 § 1. (See 1933, 151 § 2, 254 § 66; 1935, 158 § 2; 1937, 203 § 2; 1938, 330 § 2; 1947, 99 § 2; 522 § 2; 1949, 265 § 2, 278 § 2.)

SECT. 59, sentence added at end, 1933, 165 § 1; section revised, 1933, 254 § 43, 266 § 1; 1934, 136 § 2; amended, 1935, 187 § 1; revised, 1939, 250 § 1; first sentence revised, 1943, 166 § 1; 1945, 621 § 4; 1946, 199 § 1. (See 1933, 254 § 66, 266 § 2; 1934, 136 § 3; 1935, 187 § 2; 1946, 199 § 2; 1949, 277.)

SECT. 60 revised, 1941, 209; 1945, 620.

SECT. 61, last sentence revised, 1933, 165 § 2.

SECT. 61A added, 1935, 276 § 2 (providing for adequate discovery in proceedings for tax abatement).

SECT. 63 amended, 1943, 79.

SECT. 64, first paragraph amended, 1933, 130 § 1; second paragraph amended, 1935, 218 § 2; section revised, 1937, 400 § 6; 1938, 478 § 1; first sentence amended, 1939, 31 § 6; first paragraph revised, 1945, 621 § 5; second paragraph amended, 1939, 366 § 2; 1943, 248. (See 1937, 400 §§ 1-5, 7.)

SECT. 65 amended, 1933, 130 § 2, 167 § 1; revised, 1938, 478 § 2; 1939, 31 § 7; first sentence revised, 1945, 621 § 6.

SECT. 65A added, 1932, 218 § 1 (providing that the sale or taking of real property for payment of unpaid taxes thereon shall not prejudice proceedings for the abatement of such taxes); revised, 1933, 325 § 18. (See 1932, 218 § 2; 1933, 325 § 19.)

SECT. 65B added, 1938, 478 § 3 (relative to appeals to the appellate tax board from the refusal of assessors to abate certain taxes on real estate); revised, 1945, 621 § 7.

SECT. 69 amended, 1935, 218 § 3; 1939, 366 § 3.

SECT. 70A added, 1945, 351 § 1 (regulating the procedure after abatement of a local tax, assessment, rate or charge).

SECT. 73 amended, 1933, 254 § 44. (See 1933, 254 § 66.)

SECT. 74 amended, 1933, 254 § 45; 1939, 24 § 3; 1945, 137. (See 1933, 254 § 66.)

SECT. 75 amended, 1934, 104; first sentence revised, 1946, 339.

SECT. 77 revised, 1945, 333.

SECT. 78 amended, 1941, 258 § 5.

SECT. 79 amended, 1938, 150 § 1; last sentence revised, 1946, 251 § 2. (See 1946, 251 § 3.)

SECT. 83 amended, 1933, 254 § 46; 1939, 24 § 4. (See 1933, 254 § 66.)

SECT. 84 amended, 1933, 254 § 47. (See 1933, 254 § 66.)

SECT. 85 amended, 1933, 254 § 48; repealed, 1945, 271. (See 1933, 254 § 66.) Affected, 1941, 609.

SECT. 86 amended, 1933, 254 § 49. (See 1933, 254 § 66.)

Chapter 60. — Collection of Local Taxes.

SECT. 1, third paragraph revised, 1933, 164 § 1; last two paragraphs amended, 1943, 37 § 1.

SECT. 3 revised, 1933, 254 § 50; amended, 1941, 258 § 2; 1943, 37 § 2; sentence inserted after third sentence. 1943, 166 § 2. (See 1933, 254 § 66.)

SECT. 3A added, 1934, 136 § 1 (requiring that certain information relative to abatement or exemptions be included in tax bills); amended, 1936, 156; revised, 1943, 166 § 3; 564 § 1 (providing that additional information be included in certain tax bills issued subsequent to the termination of the present war). (See 1934, 136 § 3; 1943, 564 § 2; 1949, 277.)

SECT. 3B added, 1935, 322 § 2 (relative to the suspension of payment of certain assessments payable by certain persons entitled to exemption from local taxes).

SECT. 4 revised, 1939, 342 § 5.

SECT. 5 revised, 1933, 168 § 2; amended, 1941, 258 § 3.

SECT. 13, sentence added at end, 1937, 143 § 5; section revised, 1939, 44; 1941, 308.

SECT. 15, first paragraph amended, 1934, 151 § 2; 1935, 252 § 1; section revised, 1943, 179.

SECT. 15A added, 1935, 252 § 2 (further regulating charges and fees for the collection of poll taxes); revised, 1948, 386.

SECT. 16 revised, 1933, 168 § 1; amended, 1933, 254 § 51. (See 1933, 168 § 4, 254 § 66.)

SECT. 18 repealed, 1932, 54 § 1.

SECT. 22 revised, 1933, 254 § 52; first sentence revised, 1947, 278; affected, 1933, 308. (See 1933, 254 § 66.)

SECT. 22A added, 1941, 573 § 1 (relative to bills for taxes on parcels of real estate and payments on account thereof). (See 1941, 573 § 2.)

SECT. 23 revised, 1932, 197 § 1; two sentences added at end, 1943, 478 § 3.

SECT. 34, first sentence amended, 1947, 313.

SECT. 35 revised, 1938, 150 § 2; 1946, 251 § 1. (See 1946, 251 § 3.)

SECT. 37 amended, 1933, 254 § 53, 325 § 1; 1934, 131 § 2; revised, 1934, 169; amended, 1935, 269; 1936, 146; last sentence revised, 1941, 84 § 1; section revised, 1943, 478 § 1. (See 1933, 254 § 66; 1934, 131 § 3; 1941, 84 § 2.)

SECT. 37A added, 1943, 478 § 2 (relative to the continuance of local tax liens during the existence of legal impediments to sales or takings thereunder).

SECT. 38 amended, 1933, 254 § 54, 325 § 2. (See 1933, 254 § 66, 325 § 21.)

SECT. 39 amended, 1933, 325 § 3.

SECT. 42 revised, 1933, 164 § 2.

SECT. 43, last sentence revised, 1932, 54 § 2; section amended, 1935, 183, 236.

SECT. 45 amended, 1933, 325 § 4; 1937, 209; 1938, 339 § 1.

SECT. 46, paragraph added at end, 1934, 131 § 1.

SECT. 48 amended, 1933, 325 § 5. (See 1933, 325 § 20.)

SECT. 50 revised, 1933, 325 § 6; amended, 1935, 414 § 1; 1936, 93 § 2; amended, 1941, 319 § 1. (See 1935, 414 § 4; 1941, 319 §§ 3, 4.)

SECT. 50A added, 1934, 154 § 2 (providing for protection of interests in real estate held under tax sales or takings).

SECT. 50B added, 1946, 185 (requiring cities and towns to appro-

priate or provide sums necessary for foreclosure of tax titles by proceedings in the land court.)

SECT. 51 amended, 1933, 254 § 55. (See 1933, 254 § 66.)

SECT. 52 revised, 1936, 392 § 1.

SECT. 53 revised, 1933, 164 § 3. (See 1933, 325 § 20.)

SECT. 54 amended, 1933, 325 § 7; 1938, 339 § 2.

SECT. 55 amended, 1933, 325 § 8.

SECT. 58 revised, 1932, 2; 1939, 250 § 2.

SECT. 59 amended, 1933, 254 § 56. (See 1933, 254 § 66.)

SECT. 60 revised, 1945, 130.

SECT. 61 revised, 1933, 325 § 9; amended, 1934, 48; 1936, 93 § 1. (See 1933, 325 § 20.)

SECT. 61A added, 1943, 188 (relative to taking for nonpayment of taxes lands subject to tax titles held by municipalities when the assessment unit is changed).

SECT. 62 revised, 1933, 325 § 10; first paragraph amended, 1934, 218; same paragraph revised, 1935, 414 § 2; second paragraph revised, 1935, 278; section revised, 1936, 392 § 2; second paragraph amended, 1941, 231; sentence inserted before last sentence in second paragraph, 1947, 133; paragraph inserted after the second paragraph, 1938, 415 § 5. (See 1935, 414 § 4.)

SECT. 63 amended, 1933, 325 § 11; revised, 1936, 392 § 3.

SECT. 65 amended, 1933, 325 § 12; 1938, 305.

SECT. 66 amended, 1935, 224 § 1. (See 1935, 224 § 6.)

SECT. 67 amended, 1935, 224 § 2. (See 1935, 224 § 6.)

SECT. 68 amended, 1935, 224 § 3; paragraph added at end, 1935, 354 § 1; section amended, 1935, 414 § 3. (See 1935, 224 § 6, 354 § 3, 414 § 4.)

SECT. 69 amended, 1935, 224 § 4; sentence added at end, 1945, 226 § 1. (See 1935, 224 § 6.)

SECT. 69A added, 1945, 226 § 2 (relative to the conclusiveness of decrees foreclosing tax titles).

SECT. 70 amended, 1935, 224 § 5. (See 1935, 224 § 6.)

SECT. 71 amended, 1941, 319 § 2. (See 1941, 319 §§ 3, 4.)

SECT. 75 amended, 1936, 189 § 1.

SECT. 76 revised, 1935, 318 § 1; amended, 1936, 189 § 2. (See 1935, 318 §§ 2, 8.)

SECT. 76A added, 1935, 354 § 2 (providing for redemption in part from tax sales in certain cases); paragraph added at end, 1939, 181. (See 1935, 354 § 3.)

SECT. 76B added, 1938, 415 § 6 (relative to the effect of errors or irregularities in respect to water rates and charges included in a tax title account).

SECT. 76C added, 1945, 268 (providing for notice to certain municipal officers of certain action in connection with tax titles).

SECT. 77, paragraph added at end, 1938, 339 § 3.

SECT. 77A added, 1945, 78 (relative to recording of deeds of cities and towns conveying land acquired through foreclosure of tax titles).

SECT. 77B added, 1947, 224 § 1 (making permanent certain temporary provisions of law relative to certain land acquired by municipalities). (See 1947, 224 § 2.) [For prior temporary legislation, see 1938, 358; 1939, 123; 1941, 296.]

SECT. 78 amended, 1933, 325 § 13; repealed, 1936, 194. (See 1933, 325 § 20.)

SECT. 79, second paragraph amended, 1933, 325 § 14; 1935, 173 § 1; section revised, 1941, 594 § 1.

SECT. 80 amended, 1933, 325 § 15; revised, 1935, 173 § 2; amended, 1941, 594 § 2. (See 1939, 123; 1941, 296.)

SECTS. 80A and 80B added, 1941, 594 § 3 (relative to the validity of title acquired at sales of lands of low value held by cities and towns under tax titles).

SECT. 80B revised, 1946, 302.

SECT. 82 amended, 1945, 267 § 1.

SECT. 83 amended, 1945, 267 § 2.

SECT. 84 revised, 1935, 260.

SECT. 84A revised, 1933, 325 § 16; 1935, 181 § 1. (See 1935, 181 § 2.)

SECT. 92 revised, 1933, 82 § 1; amended, 1934, 259 § 1.

SECT. 93 revised, 1943, 199; last sentence revised, 1945, 397 § 2. (See 1945, 397 § 3.)

SECT. 95 revised, 1933, 325 § 17; amended, 1934, 315 § 2; revised, 1935, 248 § 3; amended, 1939, 451 § 23; 1941, 380 § 6; sentence added at end, 1943, 107; revised, 1949, 202. (See 1934, 315 § 3.)

SECT. 97 revised, 1934, 151 § 1.

SECT. 104 revised, 1937, 43.

SECT. 105 revised, 1933, 168 § 3; 1941, 258 § 4.

Form 2 in schedule at end of chapter repealed, 1932, 54 § 1; schedule of forms at end of chapter stricken out, 1933, 168 § 3.

Chapter 60A. — Excise Tax on Registered Motor Vehicles in Lieu of Local Tax.

For legislation exempting certain disabled veterans from payment of certain motor vehicle excise taxes and registration fees, see 1948, 368.

SECT. 1, first paragraph amended, 1936, 384 § 1; last paragraph amended, 1936, 384 § 2; paragraph added at end, 1938, 111; section revised, 1938, 480 § 1; fourth paragraph amended, 1941, 718 § 1; revised, 1949, 342; paragraph inserted after fourth paragraph, 1949, 401; last paragraph revised, 1947, 644. (See 1941, 718 § 2.)

SECT. 1A added, 1949, 484 (providing for but one excise tax on a motor vehicle in each year in certain cases).

SECT. 2 revised, 1936, 384 § 3; 1938, 480 § 2; ninth sentence amended, 1939, 366 § 4.

SECT. 2A added, 1938, 492 § 1 (providing for the suspension of certificates of registration in cases of nonpayment of the excise on registered motor vehicles); last sentence stricken out, 1943, 18; second sentence revised, 1945, 443.

SECT. 3 revised, 1936, 384 § 4; 1938, 480 § 3.

SECT. 4 revised, 1938, 480 § 4, 492 § 2.

SECT. 6 amended, 1936, 384 § 5; revised, 1938, 480 § 5.

Chapter 61. — Classification and Taxation of Forest Lands and Forest Products (former title Taxation of Forest Products and Classification and Taxation of Forest Lands).

SECT. 3 amended, 1933, 254 § 57. (See 1933, 254 § 66.)

SECT. 5 amended, 1941, 490 § 15.

Chapter stricken out, and new chapter 61 (with new title) inserted, 1941, 652 § 1. (See 1941, 652 § 2.)

SECT. 1, first paragraph stricken out and two paragraphs inserted, 1943, 461 § 1. (See 1943, 461 §§ 4 and 5.)

SECT. 2, second schedule and all preceding such schedule revised, 1943, 461 § 2. (See 1943, 461 §§ 4 and 5.)

SECT. 6 amended, 1943, 461 § 3. (See 1943, 461 §§ 4 and 5.)

Chapter 62. — Taxation of Incomes.

For legislation establishing an additional tax upon personal incomes to provide funds for old age assistance, see 1941, 729 §§ 9, 15; 1948, 503 § 5.

For prior temporary legislation relative to the taxation of dividends of certain corporations, see 1933, 307, 357; 1935, 489; 1936, 82 § 1; 1937, 395; 1938, 489 §§ 2-5; 1939, 373; 1941, 331; 1943, 285. (See also 1945, 735.)

For temporary legislation providing for additional taxes upon personal incomes, see 1935, 480; 1936, 397; 1937, 422; 1938, 502; 1939, 454 § 19; 1941, 416 §§ 1, 3; 1943, 482 §§ 1, 3, 4; 1945, 557 §§ 1, 3, 4; 1948, 503 §§ 1, 4, 6.

For temporary legislation relative to the payment of income taxes by persons who served in the armed forces of the United States during the existing war, see 1946, 604.

SECT. 1, subsection (a), paragraph Fifth added, 1946, 539; subsection (b) revised, 1945, 735 § 1; subsection (c), paragraph Third added, 1935, 489 § 6; subsection (e) amended, 1935, 489 § 7. (See 1945, 735 § 5.)

SECT. 3 revised, 1943, 45 § 1.

SECT. 5, paragraph (b) amended, 1935, 489 § 8; same paragraph revised, 1939, 486 § 1; paragraph (c) revised, 1934, 363 § 1; 1935, 481 § 1. (See 1934, 363 § 2; 1935, 481 § 2; 1939, 486 § 3.)

SECT. 6, clause (a), sentence added at end, 1947, 485 § 1; clause (g) revised, 1935, 436 § 1; clause (h) revised, 1943, 511. (See 1935, 436 § 2; 1947, 485 § 3.)

SECTS. 7A and 7B added, 1935, 438 § 1 (relative to income taxation of gains from certain transactions in real property).

SECT. 8, paragraph (g) amended, 1947, 83 § 2; paragraph (h) added, 1945, 625 § 4; paragraphs (i) and (j) added, 1947, 485 § 2. (See 1947, 485 § 3.)

SECT. 18. See Sect. 18 of Chapter 58 in this Table.

SECT. 21A added, under caption "PRESUMPTION AS TO INHABITANCY", 1936, 310 (providing that individuals under certain circumstances shall be presumed to be inhabitants of the Commonwealth for income tax purposes); repealed, 1938, 489 § 8.

SECT. 22 revised, 1939, 486 § 2. (See 1939, 486 § 3.)

SECT. 24 revised, 1943, 45 § 2.

SECT. 25, last sentence revised, 1947, 322 § 1.

SECT. 25A added, 1935, 438 § 3 (relative to returns of taxable gains from certain transactions in real property).

SECT. 30 amended, 1935, 152.

SECT. 31 revised, 1943, 45 § 3.

SECT. 33, first paragraph revised, 1943, 45 § 4; second paragraph revised, 1945, 735 § 2; paragraph added, 1932, 186. (See 1945, 735 § 5.)

SECT. 34 repealed, 1947, 483 § 2.

SECT. 36 amended, 1933, 167 § 2.

SECT. 37 revised, 1933, 350 § 1; amended, 1949, 698 § 1. (See 1933, 350 § 9; 1949, 698 § 2.)

SECT. 37A added, 1933, 350 § 2 (providing for the payment of income taxes in two installments); amended, 1947, 322 § 2. (See 1933, 350 § 9.)

SECT. 39, first sentence revised, 1933, 350 § 3. (See 1933, 350 § 9.)

SECT. 41 revised, 1932, 152; 1933, 350 § 4. (See 1933, 350 § 9.)

SECT. 43 amended, 1933, 350 § 5; 1937, 135 § 2. (See 1933, 350 § 9.)

SECT. 45 amended, 1939, 451 § 24; last sentence stricken out, 1945, 523 § 2.

SECT. 46 revised, 1933, 350 § 6. (See 1933, 350 § 9.)

SECT. 56 revised, 1943, 45 § 5.

Chapter 63. — Taxation of Corporations.

SECT. 1, paragraph defining "Bank" revised, 1943, 472; paragraph defining "Net income" revised, 1933, 327 § 1. (See 1933, 327 § 7.)

SECT. 2 amended, 1933, 327 § 2; 1939, 451 § 25; 1941, 509 § 3. (See 1933, 327 § 7; 1941, 509 § 9.)

SECT. 3 amended, 1933, 254 § 58; 1934, 323 § 5; 1945, 161 § 2. (See 1933, 254 § 66; 1934, 323 § 11.)

SECT. 4 amended, 1939, 368; 1941, 509 § 4. (See 1941, 509 § 9.)

SECT. 5 amended, 1933, 254 § 59; repealed, 1934, 323 § 1. (See 1933, 254 § 66; 1934, 323 § 11.)

SECT. 6 repealed, 1934, 323 § 1. (See 1934, 323 § 11.)

SECT. 12, paragraph (c) amended, 1937, 274 § 1; paragraph (h) added at end, 1934, 362; paragraph (i) added at end, 1948, 544 § 7A.

SECT. 18 revised, 1939, 447 § 1; 1948, 486 § 1. (See 1939, 447 § 3; 1948, 486 §§ 2-4.)

SECT. 18A amended, 1939, 447 § 2. (See 1939, 447 § 3.)

SECT. 20 amended, 1941, 509 § 5; revised, 1943, 531 § 1. (See 1941, 509 § 9; 1943, 531 §§ 2, 3, 7; 1948, 587.)

SECT. 22 revised, 1945, 721 § 1; amended, 1946, 387 § 1. (See 1945, 721 § 5; 1946, 387 § 7.)

SECT. 23 revised, 1945, 721 § 2; amended, 1946, 387 § 2. (See 1945, 721 § 5; 1946, 387 § 7.)

SECT. 24 amended, 1943, 531 § 4; revised, 1945, 721 § 3. (See 1943, 531 § 7; 1945, 721 § 5.)

SECT. 25 amended, 1943, 531 § 5; 1945, 721 § 4. (See 1943, 531 § 7; 1945, 721 § 5.)

SECT. 26 amended, 1946, 387 § 3. (See 1946, 387 § 7.)

SECT. 27 amended, 1946, 387 § 4. (See 1946, 387 § 7.)

SECT. 28 amended, 1939, 451 § 27; 1941, 509 § 6; revised, 1943, 531 § 6; paragraph inserted after second paragraph, 1945, 342; second and third paragraphs revised, 1946, 387 § 5. (See 1941, 509 § 9; 1943, 531 § 7; 1946, 387 § 7.)

SECT. 29A added, 1946, 387 § 6 (relative to the taxation of marine and fire and marine insurance companies). (See 1946, 387 § 7.)

SECT. 29B added, 1947, 488 § 4 (relative to the taxation of the exchange of reciprocal or inter-insurance contracts).

SECTS. 30-51. For temporary legislation providing for further additional taxes levied under these sections, see 1947, 598; 1948, 574.

SECTS. 30-60. For legislation establishing an additional tax under these sections to provide funds for old age assistance, see 1941, 729 §§ 9, 15.

For temporary legislation providing for additional taxes levied under these sections, see 1935, 480; 1936, 397; 1937, 422; 1938, 502; 1939, 454 § 19; 1941, 416 §§ 1, 3; 1943, 482 §§ 1, 3, 4; 1945, 557 §§ 1, 3, 4; 1948, 503 §§ 1, 4, 6; 574.

SECT. 30, paragraph 2 revised, 1943, 459 § 1; paragraph 3, subdivision (a) revised, 1939, 24 § 5; sentence added at end, 1947, 622 § 1; paragraph contained in lines 48-51 amended, 1933, 58 § 3, revised, 1943, 459 § 2; paragraph contained in lines 52-69 revised, 1934, 237 § 1; paragraph 4, subdivision (a) revised, 1939, 24 § 6; sentence added at end, 1947, 622 § 2; paragraph contained in lines 70-74 amended, 1933, 58 § 4, revised, 1934, 237 § 1, 1943, 459 § 3; paragraph 5 revised, 1933, 327 § 3. (See 1933, 58 § 5, 327 § 7; 1934, 237 § 2; 1947, 622 § 5.)

SECT. 32 revised, 1933, 342 § 1; amended, 1936, 362 § 5; 1939, 363 § 1. (See 1933, 342 § 6; 1936, 362 § 8; 1939, 363 § 2.)

SECT. 32A amended, 1933, 342 § 2. (See 1933, 342 § 6.)

SECT. 33 revised, 1933, 303 § 1. (See 1933, 303 § 3.)

SECT. 34 amended, 1933, 327 § 4. (See 1933, 327 § 7.)

SECT. 35 revised, 1933, 58 § 1.

SECT. 36 revised, 1933, 327 § 5; amended, 1935, 473 § 2. (See 1933, 327 § 7; 1935, 473 § 7.)

SECT. 38, paragraph 10 added at end, 1933, 342 § 3. (See 1933, 342 § 6.)

SECT. 38B, last paragraph amended, 1935, 473 § 3. (See 1935, 473 § 7.) [For temporary legislation affecting taxation, during the years 1934 to 1946, inclusive, of corporations subject to this section, see 1934, 317 § 1; 1935, 489 § 4; 1937, 395 § 5; 1938, 489 § 6; 1939, 373 § 5; 1941, 331 § 5; 1943, 285 § 5.]

SECT. 38C revised, 1937, 383 § 1. (See 1937, 383 § 3.)

SECT. 39, subsection (1) revised, 1936, 362 § 6; last paragraph amended, 1933, 327 § 6; new paragraph added at end, 1933, 342 § 4. (See 1933, 327 § 7, 342 § 6; 1936, 362 § 8.)

SECT. 39A revised, 1933, 303 § 2; first paragraph amended, 1934, 134. (See 1933, 303 § 3.)

SECT. 40 revised, 1933, 58 § 2.

SECT. 42, last sentence amended, 1932, 180 § 11; section revised, 1933, 342 § 5. (See 1933, 342 § 6.)

SECT. 42B revised, 1937, 383 § 2. (See 1937, 383 § 3.)

SECT. 43 repealed, 1945, 735 § 3. (See 1933, 307 § 9A; 1935, 489 § 2; 1937, 395 § 2; 1938, 489 § 3; 1939, 373 § 2; 1941, 331 § 2; 1943, 285 § 2.)

SECT. 44 amended, 1935, 473 § 4; 1936, 362 § 7. (See 1935, 473 § 7; 1936, 362 § 8.)

SECT. 45 amended, 1933, 195 § 1; revised, 1935, 473 § 5; amended, 1943, 395. (See 1933, 195 § 2; 1935, 473 § 7.)

SECT. 48 revised, 1935, 473 § 1. (See 1935, 473 § 7.)

SECT. 52, second sentence amended, 1946, 394 § 1; fourth sentence amended, 1946, 394 § 2.

SECT. 53, first paragraph amended, 1933, 254 § 60; 1941, 509 § 7; clause Fourth revised, 1934, 323 § 6. (See 1933, 254 § 66; 1934, 323 § 11; 1941, 509 § 9.)

SECT. 54, paragraph in lines 9-17 amended, 1933, 254 § 61; same paragraph revised, 1934, 323 § 7; last paragraph amended, 1934, 323 § 7A. (See 1933, 254 § 66; 1934, 323 § 11.)

SECT. 55, first paragraph amended, 1936, 134; section amended, 1939, 24 § 7; second last paragraph revised, 1947, 622 § 3. (See 1947, 622 § 5.)

SECT. 56A revised, 1934, 317 § 3. (See 1934, 317 § 4.)

SECT. 59 amended, 1934, 323 § 8. (See 1934, 323 § 11.)

SECT. 60 amended, 1939, 451 § 28; 1941, 509 § 8. (See 1941, 509 § 9.)

SECT. 68A amended, 1939, 24 § 8; revised, 1947, 622 § 4. (See 1947, 622 § 5.)

SECT. 70 revised, 1935, 473 § 6. (See 1935, 473 § 7.)

SECT. 71 amended, 1933, 167 § 3; 1939, 451 § 29; last sentence stricken out, 1945, 523 § 3.

SECT. 71A amended, 1935, 150; 1939, 451 § 30.

SECT. 71B added, 1937, 135 § 3 (providing that applications for abatement or correction of taxes, made pursuant to any provision of this chapter, shall be in writing upon forms approved by the commissioner).

SECT. 81 revised, 1939, 24 § 9.

Chapter 63A. — Taxation of Certain Corporations, Associations and Organizations Engaged in the Sale of Alcoholic Beverages.

For temporary legislation providing for additional taxes upon certain corporations, see 1948, 503 §§ 3, 4.

New chapter inserted, 1947, 632 § 1. (See 1947, 632 § 3.)

Chapter 64. — Taxation of Stock Transfers.

SECT. 6 amended, 1939, 451 § 31.

Chapter 64A. — Taxation of Sales of Gasoline and Certain Other Motor Vehicle Fuel.

Chapter affected, 1932, 248; 1935, 336; 1936, 398; 1938, 431 § 2; 1939, 408; 1941, 330; 1943, 270; 1945, 571; 1949, 744 § 3.

SECT. 1, paragraph (*d*) revised, 1936, 357 § 1; amended, 1948, 492 § 1; sentence defining "Diesel engine fuel" added, 1947, 666 § 1; paragraph (*g*) amended, 1941, 490 § 16. (See 1936, 357 § 3; 1947, 666 §§ 2A, 4.)

SECT. 3, last sentence amended, 1943, 420 § 1.

SECT. 4 revised, 1938, 431 § 1, paragraph added at end, 1945, 556; section revised, 1949, 744 § 1.

SECT. 4A added, 1947, 666 § 2 (providing for the taxation of Diesel engine fuel); next to last sentence revised, 1948, 464; section stricken out and sections 4A-4E inserted, 1949, 744 § 2 (relative to the sale, distribution and rate of tax on Diesel engine fuel). (See 1947, 666 §§ 2A, 4.)

SECT. 5 amended, 1936, 357 § 2; 1939, 451 § 32; revised, 1943, 420 § 2. (See 1936, 357 § 3.)

SECT. 7 revised, 1943, 420 § 3; first sentence revised, 1948, 492 § 2; section amended, 1949, 200.

SECT. 10 amended, 1939, 451 § 33; revised, 1943, 420 § 4.

SECT. 12 revised, 1941, 490 § 17.

Chapter 64B. — Excise upon Charges for Meals served to the Public.

New chapter inserted, 1941, 729 § 17. (See 1941, 729 § 15.)

SECT. 1, definition of "taxable charge," revised, 1945, 663 § 1; 1946, 326 § 1; 1949, 725.

SECT. 2 revised, 1945, 663 § 2; 1946, 326 § 2.

SECT. 3 revised, 1945, 663 § 3; 1946, 326 § 3.

SECT. 6, paragraph added at end, 1943, 521 § 2; amended, 1948, 658.

SECT. 7 revised, 1946, 564.

Chapter 64C. — Cigarette Excise.

New chapter inserted, 1945, 547 § 1. (See 1945, 547 §§ 2, 3; 731 § 9; 1949, 771.)

For legislation providing for temporary cigarette taxes, see 1939, 454 §§ 1-18; 1941, 417, 715; 1943, 407; 1949, 771.

For legislation providing for temporary taxes on cigars and tobacco, see 1949, 796 § 2. (See 1949, 796 § 3.)

Chapter 65. — Taxation of Legacies and Successions.

For legislation establishing an additional tax upon legacies and successions to provide funds for old age assistance, see 1941, 729 §§ 9A, 15.

For temporary legislation providing for additional taxes upon legacies and successions, see 1935, 480; 1936, 397; 1937, 422; 1938, 502; 1939, 454 §§ 20, 22; 1941, 416 §§ 2, 3; 1943, 482 §§ 2, 3, 4; 1945, 557 §§ 2, 3, 4; 1948, 503 §§ 2, 4.

SECT. 1, table revised, 1933, 293; 1941, 415 § 1; first sentence revised, 1941, 605 § 1; amended, 1949, 792 § 1; paragraph added after table, 1949, 792 § 2. (See 1941, 415 § 2, 605 § 2.)

SECT. 3 amended, 1939, 380.

SECT. 11 amended, 1949, 749.

SECT. 15 revised, 1948, 543 § 1. (See 1948, 543 § 2.)

SECTS. 24A-24F added, 1933, 319 (providing reciprocal relations in respect to death taxes upon estates of non-resident decedents).

SECT. 25 amended, 1939, 451 § 34; revised, 1939, 494 § 1.

SECT. 26 amended, 1939, 451 § 35; revised, 1939, 494 § 2.

SECT. 32 amended, 1939, 451 § 36; last sentence stricken out, 1945, 523 § 4.

Chapter 65A. — Taxation of Transfers of Certain Estates.

SECT. 1, paragraph added at end, 1932, 284; second paragraph revised, 1933, 316 § 1; section amended, 1937, 420 § 1. (See 1933, 316 § 2; 1937, 420 § 4.)

SECT. 5 stricken out, and new sections 5-5B inserted, 1943, 519 § 1 (providing for the equitable apportionment in certain cases of estate taxes and the collection and payment thereof). (See 1943, 519 § 2.)

SECT. 5 revised, 1948, 605 § 1. (See 1948, 605 §§ 3, 4.)

SECT. 5A revised, 1948, 605 § 2. (See 1948, 605 §§ 3, 4.)

SECT. 6 amended, 1937, 420 § 2; last sentence revised, 1943, 471; 1945, 529. (See 1937, 420 § 4.)

SECT. 7 repealed, 1937, 420 § 3. (See 1937, 420 § 4.)

**Chapter 65B. — Settlement of Disputes respecting the Domicile of Dece-
dents for Death Tax Purposes.**

New chapter inserted, 1943, 428 § 1. (See 1943, 428 § 3.)

Chapter 66. — Public Records.

SECT. 1 amended, 1945, 580 § 7.

SECT. 3 revised, 1936, 305; 1941, 662 § 1.

SECTS. 5, 7 and 16 affected, 1941, 662 § 2.

SECT. 8 amended, 1943, 128; 1949, 395 § 2. (See 1949, 395 § 3.)

SECT. 10 revised, 1948, 550 § 5.

SECT. 15 amended, 1939, 40.

SECT. 16 revised, 1948, 550 § 6.

SECT. 17A added, 1941, 630 § 1 (making records relating to old age assistance, aid to dependent children and aid to the blind confidential); revised, 1943, 169; amended, 1945, 240 § 1; revised, 1946, 67; amended, 1948, 202; revised, 1948, 525.

SECT. 18 amended, 1945, 393 § 6.

Chapter 67. — Parishes and Religious Societies.

SECT. 7 revised, 1945, 28.

Chapter 68. — Donations and Conveyances for Pious and Charitable Uses.

SECT. 10, sentence added at end, 1934, 238.

SECT. 15 amended, 1946, 23.

Chapter 69. — Powers and Duties of the Department of Education.

For an act to encourage the establishment of regional and consolidated public schools and to provide financial assistance to cities and towns in the construction of school buildings, see 1948, 645; 1949, 637; 741.

SECT. 6 amended, 1932, 127 § 3.

SECT. 7 amended, 1935, 275; 1937, 213, 327; 1938, 315; revised, 1938, 424; amended, 1941, 351 § 6, 561; revised, 1943, 403.

SECT. 7A added, 1946, 439 § 1 (extending to certain members of the armed forces, and to veterans of World War II, university extension courses free of charge). (See 1946, 439 § 2.)

SECT. 7B added, 1946, 548 § 1 (relative to higher educational opportunities for children of certain deceased members or former members of the armed forces); first paragraph amended, 1948, 381; second paragraph amended, 1947, 399; 1948, 357.

SECT. 8 amended, 1932, 127 § 4.

SECT. 9, 442 § 1. amended, 1938

SECT. 9A added, 1938, 442 § 2 (further regulating education in the use of English and certain other subjects adapted to fit persons for American citizenship).

SECT. 11 revised, 1939, 409 § 4. (See 1939, 409 §§ 1, 5.)

SECT. 19 amended, 1943, 89 § 1.

SECT. 19A added, 1943, 89 § 2 (requiring reports to the director of the division of the blind of results of examinations of blind persons).

SECT. 19B added, 1945, 554 (providing for examinations by ophthalmologists of certain applicants for aid to the blind).

SECT. 23 revised, 1943, 526; first paragraph amended, 1947, 458; paragraph added at end, 1945, 541 § 1.

SECT. 23A added, 1938, 28 (requiring the furnishing of information to the director of the division of the blind by certain banks and other depositories).

SECT. 23B added, 1945, 541 § 2 (relative to granting aid or assistance to certain blind persons).

SECT. 25 revised, 1935, 397.

SECTS. 25A-25E added, 1938, 329 (regulating the raising of funds for the benefit of the blind).

SECT. 26, first paragraph amended, 1945, 524; paragraph added at end, 1935, 286.

SECT. 26A added, 1941, 630 § 2 (relative to information concerning recipients of aid to the blind).

SECT. 29 added, 1938, 313 (relative to instruction in lip reading for certain school children whose hearing is defective).

SECTS. 30 and 31 added, 1943, 549 § 3, under caption "Board of Collegiate Authority" (relative to approval by said board of the organization of certain educational institutions and of certain amendments to their charters).

Chapter 70. — School Funds and State Aid for Public Schools (former title, School Funds and Other State Aid for Public Schools).

SECT. 1A added, 1941, 524 (relative to reimbursement to cities and towns for certain school salaries).

SECT. 2 amended, 1932, 127 § 5; paragraph (3) revised, 1943, 12; paragraphs (1), (2) and (3) revised, 1945, 563.

SECT. 4, last paragraph amended, 1934, 143.

SECT. 6 amended, 1932, 127 § 6.

SECT. 6A added, 1945, 579 § 1 (providing for the identification of state payments to municipalities as part reimbursement for school expenditures).

SECT. 7 amended, 1947, 679 § 2.

SECT. 11, paragraph contained in lines 6-9 revised, 1943, 14; paragraph (3) revised, 1941, 532.

SECT. 17A added, 1945, 579 § 2 (providing for the identification of state allotments to municipalities from the Massachusetts School Fund).

SECT. 18 amended, 1932, 127 § 7.

Chapter stricken out, and new chapter (with new title) inserted, 1948, 643 § 1. (See 1948, 643 § 3; 645.)

Chapter 71. — Public Schools.

SECT. 2 amended, 1938, 246 § 1; revised, 1949, 468.

SECT. 5 repealed, 1948, 643 § 2. (See 1948, 643 § 3.)

SECT. 6, second and third sentences of first paragraph stricken out, 1947, 679 § 4.

SECT. 7 amended, 1941, 590; repealed, 1947, 679 § 5.

SECT. 7A added, 1947, 679 § 1 (providing for reimbursement to cities and towns for certain expenses incurred for the transportation of pupils); first paragraph revised, 1949, 754.

SECTS. 8 and 9 repealed, 1948, 643 § 2. (See 1948, 643 § 3.)

SECT. 13A added, 1938, 241 (requiring the teaching of the Italian language in certain public high schools in certain cases).

SECT. 13B added, 1939, 311 (relative to the teaching of modern languages in certain public high schools).

SECT. 13C added, 1945, 402 (requiring the teaching of the Polish language in certain public high schools in certain cases).

SECT. 13D added, 1948, 205 (providing for motor vehicle driving education in high schools).

SECT. 13E added, 1949, 99 (requiring the teaching of the Lithuanian language in public schools in certain cases).

SECTS. 14–16 stricken out and sections 14–16I inserted, 1949, 638 § 1 (relative to the formation of regional school districts). (See 1949, 638 § 2.)

SECT. 19 amended, 1939, 461 § 1.

SECT. 21 amended, 1945, 133 § 1.

SECTS. 26A–26F added, 1946, 165 § 1 (providing for extended school services for certain children of certain employed mothers). (See 1946, 165 §§ 2, 3.)

SECT. 30A added, 1935, 370 § 1 (requiring that an oath or affirmation be taken and subscribed to by certain professors, instructors and teachers in the colleges, universities and schools of the commonwealth); sentence added at end, 1948, 160 § 2. (See 1935, 370 §§ 2, 2A, 3.)

SECT. 34 revised, 1939, 294.

SECTS. 34A and 34B added, 1943, 547 (requiring persons operating or maintaining educational institutions to furnish, upon request, certain transcripts of records).

SECTS. 38A–38F added, 1941, 676 § 2 (relative to occupational guidance and placement). (See 1941, 646.)

SECT. 40 amended, 1941, 507; 1943, 494; revised, 1945, 727 § 1; two sentences added at end, 1946, 527 § 1; section revised, 1949, 684. (See 1945, 727 § 2; 1946, 527 §§ 2, 3.)

SECT. 41 revised, 1947, 597 § 1.

SECT. 42 revised, 1934, 123; first sentence revised, 1947, 597 § 2; sentence inserted in line 27, 1946, 195.

SECT. 42A added, 1945, 330 (giving certain rights to school principals and supervisors in cases of demotion).

SECT. 46 amended, 1941, 194 § 4.

SECT. 46A amended, 1932, 159; revised, 1945, 534; 1946, 357; last sentence stricken out and three sentences inserted, 1947, 384.

SECT. 47 revised, 1935, 199.

SECT. 48A amended, 1935, 47.

SECT. 52 amended, 1932, 90.

SECT. 54 amended, 1938, 265 § 1; 1945, 133 § 2.

SECT. 55 revised, 1938, 265 § 2.

SECT. 55A added, 1938, 265 § 3 (relative to the disposition of children showing signs of ill health or of being infected with a dangerous disease).

SECT. 56 revised, 1938, 265 § 4.

SECT. 57 revised, 1943, 384.

SECT. 58 amended, 1932, 127 § 8; revised, 1935, 287; repealed, 1945, 543 § 1.

SECT. 63, paragraph added at end, 1945, 223 § 1. (See 1945, 223 § 2.)

SECTS. 64 and 65 revised, 1949, 794.

SECT. 66, paragraph added at end. 1937, 281.

SECT. 68 revised, 1934, 97 § 1. (See 1934, 97 § 2.)

SECT. 69 revised, 1935, 258.

SECT. 71 amended, 1935, 193.

SECT. 72. See 1948, 548; 1949, 303.

SECTS. 75-79 added, 1948, 620 § 5 (providing for extended courses of instruction on junior college level in high schools). (See 1948, 620 § 6.)

Chapter 72. — School Registers and Returns.

SECT. 3, paragraph in lines 6-10 revised, 1939, 461 § 2.

Chapter 73. — State Teachers Colleges and Community Colleges (former title, State Teachers Colleges).

Title changed, 1932, 127 § 9; 1948, 620 § 1.

SECT. 1 amended, 1932, 127 § 10; revised, 1948, 620 § 2. (See 1948, 620 § 6.)

SECT. 2 amended, 1932, 127 § 11.

SECT. 2A added, 1938, 246 § 2 (making the constitutions of the United States and of this Commonwealth required subjects of instruction in State Teachers Colleges).

SECT. 3 amended, 1932, 127 § 12.

SECT. 4 amended, 1932, 127 § 13.

SECT. 4A amended, 1932, 127 § 14.

SECT. 5 amended, 1932, 127 § 15. (Temporarily affected, 1933, 233; 1934, 130; 1935, 277.)

SECT. 6 amended, 1932, 127 § 16.

SECT. 7 amended, 1932, 127 § 17; revised, 1935, 21; 1948, 620 § 3. (See 1948, 620 § 6.)

SECTS. 8 and 9 added, 1948, 620 § 4 (relative to the establishment of community colleges by the department of education and providing courses therein). (See 1948, 620 § 6.)

Chapter 74. — Vocational Education.

SECT. 1 revised, 1938, 446 § 1; amended, 1941, 617 § 1. (See 1938, 446 § 14.)

SECT. 2 amended, 1938, 446 § 2. (See 1938, 446 § 14.)

SECT. 3 amended, 1938, 446 § 3. (See 1938, 446 § 14.)

SECT. 4 amended, 1938, 446 § 4. (See 1938, 446 § 14.)

SECT. 6 amended, 1938, 446 § 5. (See 1938, 446 § 14.)

SECT. 7 amended, 1938, 446 § 6. (See 1938, 446 § 14.)

SECT. 8A revised, 1937, 323; paragraph added at end, 1939, 308.

SECT. 9 amended, 1938, 446 § 7. (See 1938, 446 § 14.)

SECT. 11 amended, 1933, 102 § 2; 1941, 617 § 2. (See 1933, 102 § 4.)

SECT. 13 amended, 1938, 446 § 8. (See 1938, 446 § 14.)

SECT. 14 revised, 1943, 540.

SECT. 14A added, 1943, 540 (relative to federal funds for vocational education).

SECT. 19 revised, 1938, 446 § 9. (See 1938, 446 § 14); repealed, 1947, 652 § 13.

SECT. 20 revised, 1947, 652 § 9.

SECT. 21 amended, 1938, 446 § 10; 1946, 552 § 2; revised, 1947, 652 § 10. (See 1938, 446 § 14; 1946, 552 §§ 4, 5.)

SECT. 22 amended, 1938, 446 § 11; revised, 1947, 652 § 11. (See 1938, 446 § 14.)

SECT. 22A amended, 1938, 446 § 12; revised, 1947, 652 § 12. (See 1938, 446 § 14.)

SECT. 22B, first paragraph amended, 1948, 360.

SECT. 22C added, 1945, 561 (authorizing the division of the blind to use federal funds available in a program of rehabilitation of the blind).

SECT. 22D added, 1946, 552 § 3 (providing for co-operation by the commonwealth with the veterans' administration in the administration of federal laws and regulations relating to the rehabilitation of disabled veterans of World War II). (See 1946, 552 §§ 4, 5.)

SECT. 24A added, 1947, 497 (relative to the appointment of veterans as teachers in state aided approved vocational schools).

SECT. 28 revised, 1939, 501 § 6; amended, 1945, 158 § 6.

SECT. 30 amended, 1937, 41.

SECT. 31A added, 1934, 65 (authorizing the trustees of the Essex county agricultural school to pay transportation costs of certain pupils attending said school); amended, 1943, 42.

SECT. 42, caption preceding section changed, 1946, 257 § 9; section revised, 1946, 257 § 1; 1947, 387.

SECT. 43 amended, 1946, 257 § 2.

SECT. 44 amended, 1946, 257 § 3.

SECT. 45 amended, 1946, 257 § 4.

SECT. 46 amended, 1946, 257 § 5.

SECT. 46A amended, 1946, 257 § 6.

SECT. 47E, paragraph added at end, 1935, 22; section revised, 1946, 378; second paragraph amended, 1949, 28.

SECT. 49, caption preceding section changed, 1942, 1 § 3; section amended, 1942, 1 § 5; revised, 1946, 340. (See 1942, 1 § 9.)

SECT. 49A added, 1946, 340 (authorizing the board of commissioners of the Massachusetts Maritime Academy to grant degrees).

SECT. 53 revised, 1942, 1 § 6. (See 1942, 1 § 9.)

SECT. 54 added, 1949, 630 (providing for institutional on-farm training for veterans of World War II).

Chapter 75. — University of Massachusetts (former title, Massachusetts State College).

Name changed, 1947, 344 § 1.

SECT. 1 revised, 1947, 344 § 6.

SECT. 2 amended, 1947, 344 § 7.

SECT. 4 amended, 1947, 344 § 8.

SECT. 5 revised, 1935, 288; amended, 1947, 344 § 9.

SECT. 5A added, 1939, 329 (authorizing the trustees of Massachusetts State College to retain and manage in a revolving fund receipts from student activities); amended, 1947, 344 § 10.

SECT. 6 amended, 1935, 462 § 2; 1947, 344 § 11. (See 1935, 462 § 1.)

SECT. 7 amended, 1947, 344 § 12.

SECT. 8 amended, 1945, 504; 1947, 344 § 13.

SECT. 9, caption preceding section revised, 1947, 344 § 14; section amended, 1947, 344 § 15.

SECT. 10 amended, 1947, 344 § 16.

SECT. 11 amended, 1947, 344 § 17.

SECT. 14 amended, 1947, 344 § 18.

SECT. 15 amended, 1947, 344 § 19.

SECT. 16 amended, 1947, 344 § 20.

SECT. 16A added, 1945, 586 (providing for the establishment at the Massachusetts Agricultural Experiment Station of a diagnostic laboratory dealing with the causes, etc., of diseases of domestic animals); amended, 1947, 344 § 21; revised, 1947, 471.

SECT. 22 amended, 1947, 344 § 22.

SECT. 24 amended, 1947, 344 § 23.

SECT. 25 amended, 1947, 344 § 24.

SECT. 26 amended, 1947, 344 § 25.

Chapter 76. — School Attendance.

SECT. 1 revised, 1939, 461 § 3; amended, 1941, 423.

SECT. 2, two sentences added at end, 1947, 241 § 1. (See 1947, 241 § 2.)

SECTS. 7-10. (See 1939, 454 § 21.)

SECT. 15 revised, 1938, 265 § 5.

Chapter 77. — School Offenders and County Training Schools.

SECT. 1 revised, 1933, 295 § 1; amended, 1943, 82.

SECT. 3 revised, 1948, 573 § 1. (See 1948, 573 § 7.)

SECT. 4 revised, 1948, 573 § 2. (See 1948, 573 § 7.)

SECT. 5 revised, 1948, 573 § 3. (See 1948, 573 § 7.)

SECT. 10 revised, 1949, 593 § 5.

SECT. 11 amended, 1948, 573 § 4. (See 1948, 573 § 7.)

SECT. 12 revised, 1948, 573 § 5. (See 1948, 573 §§ 6, 7.)

SECT. 14 amended, 1949, 594.

Chapter 78. — Libraries.

SECT. 4 revised, 1935, 202.

SECTS. 22-31 added, 1948, 320 (providing for the certification of librarians).

Chapter 79. — Eminent Domain.

SECT. 3, first paragraph amended, 1938, 172 § 6; two sentences added at end of first paragraph, 1943, 251 § 1. (See 1943, 251 § 4.)

SECT. 5A added, 1948, 180 (restricting the taking by eminent domain of ancient landmarks and property of historical or antiquarian interest).

SECT. 8 amended, 1936, 187 § 1; sentence inserted after second sentence, 1943, 251 § 2. (See 1943, 251 § 4.)

SECT. 9, last sentence amended, 1938, 172 § 7.

SECT. 15 repealed, 1936, 385 § 1. (See 1936, 385 § 2.)

SECT. 16 amended, 1936, 187 § 2; 1938, 185; revised, 1943, 95; paragraph added at end, 1943, 251 § 3. (See 1943, 251 § 4.)

SECT. 44A added, 1935, 189 (relative to certain tax liens upon real estate taken by right of eminent domain); amended, 1936, 137.

Chapter 80. — Betterments.

SECT. 1 amended, 1933, 254 § 62. (See 1933, 254 § 66.)

SECT. 4 revised, 1933, 63 § 1.

SECT. 5 amended, 1933, 157 § 2. (See 1933, 157 § 3.)

SECT. 10 revised, 1933, 147.

SECT. 10A added, 1933, 157 § 1 (providing that failure of a board of officers to take action upon a petition for abatement of a betterment assessment shall, for the purposes of appeal, be equivalent to refusal to abate the assessment). (See 1933, 157 § 3.)

SECT. 12 revised, 1943, 252 § 1, 478 § 4; sentence added at end, 1947, 116.

SECT. 13 amended, 1933, 63 § 2, 254 § 63; revised, 1934, 315 § 1; last sentence stricken out and new paragraph added, 1938, 489 § 1; first sentence of section amended, 1941, 595. (See 1933, 254 § 66; 1934, 315 § 3; 1941, 724.)

SECT. 13A added, 1943, 252 § 2 (relative to the time within which certain betterment and other assessments on unimproved land shall be paid).

Chapter 81. — State Highways.

For legislation providing for an accelerated highway program, see 1949, 306.

SECT. 5 revised, 1937, 218 § 1.

SECT. 7A added, 1937, 344 (granting certain powers to the department of public works with respect to certain ways connecting with state highways); revised, 1948, 448.

SECT. 7B added, 1941, 519 (giving the department of public works the power to take a slope easement, so called, in certain cases).

SECT. 7C added, 1943, 397 (relative to limited access ways); sentence added at end, 1949, 583.

SECT. 7D added, 1948, 449 (authorizing the department of public works to grant certain easements within state highway locations).

SECT. 7E added, 1949, 764 (authorizing the department of public works to sell certain land or rights therein which it has acquired for certain purposes).

SECT. 8 revised, 1936, 371; amended, 1937, 218 § 2.

SECT. 13A added, 1936, 342 (authorizing the department of public works to accept in behalf of the commonwealth gifts of certain ease-

ments for the purpose of landscaping along state highways, and to do such landscaping).

SECT. 19, last four sentences stricken out, 1933, 187 § 1. (See 1933, 187 § 2.)

SECT. 20A added, 1945, 539 (providing for the illumination of hazardous locations on state highways).

SECT. 21 amended, 1948, 298.

SECT. 25, first sentence amended, 1947, 454.

SECT. 26 amended, 1934, 366; first paragraph amended, 1949, 706 § 1; paragraph added at end, 1946, 523; amended, 1949, 706 § 2.

SECT. 27 amended, 1939, 224.

SECT. 29A added, 1943, 416 (authorizing the department of public works to lay out and alter ways other than state highways and facilitating the securing of federal aid in connection therewith).

Chapter 82. — The Laying Out, Alteration, Relocation and Discontinuance of Public Ways, and Specific Repairs Thereon.

SECT. 7 amended, 1933, 283 § 2.

SECT. 32B added, 1933, 283 § 3 (authorizing the taking of easements of slope, so called, by county, city or town officers in connection with the laying out, widening, altering or relocating of public ways).

SECT. 34 amended, 1935, 309; 1941, 533.

Chapter 83. — Sewers, Drains and Sidewalks.

SECT. 15A added, 1948, 52 § 1 (authorizing municipalities to redetermine from time to time the fixed uniform rates charged to abutters for the construction of sewers). (See 1948, 52 § 2.)

SECT. 19 revised, 1943, 252 § 4. (See 1943, 252 § 6.)

SECT. 27, last sentence revised. 1943, 252 § 5.

SECT. 29 added, 1943, 252 § 3 (relative to the continuance of liens created under special acts in connection with certain betterment and other assessments).

Chapter 84. — Repair of Ways and Bridges.

SECT. 5A added, 1945, 319 (authorizing towns to enter into agreements for the removal of snow and ice from public ways in adjoining towns, etc.).

SECT. 18 revised, 1933, 114 § 1.

SECT. 19 amended, 1933, 114 § 2.

SECT. 20 revised, 1933, 114 § 3; amended, 1939, 147.

Chapter 85. — Regulations and By-Laws relative to Ways and Bridges.

SECT. 2, second and third sentences amended, 1947, 442 § 2.

SECT. 2A added, 1941, 346 § 2 (authorizing the department of public works to remove vehicles from state highways when said vehicles interfere with the removal of snow and ice).

SECT. 11A added, 1941, 710 § 1 (relative to the registration and operation of certain bicycles).

SECTS. 12-14 repealed, 1941, 710 § 2.

SECT. 14B added, 1938, 432 (requiring the use of certain signal lights at locations on unlighted ways where certain vehicles are disabled); first paragraph amended, 1946, 375.

SECT. 17B added, 1933, 43 (prohibiting riding upon the rear or on the side of street railway cars or motor buses without the consent of the persons in charge thereof); revised, 1943, 322 § 2.

SECT. 30 amended, 1935, 30; 1938, 171 § 1; first sentence amended, 1946, 397 § 2.

SECT. 31 revised, 1938, 171 § 2.

Chapter 87. — Shade Trees.

SECT. 5 amended, 1941, 490 § 18; 1949, 761 § 12.

Chapter 88. — Ferries, Canals and Public Landings.

SECT. 19 revised, 1945, 442.

Chapter 89. — Law of the Road.

SECT. 2 revised, 1933, 301.

SECT. 4 revised, 1949, 301 § 1. (See 1949, 301 § 2.)

SECT. 5 amended, 1936, 49. (See 1938, 149.)

SECT. 7B added, 1934, 382 (relative to the application of traffic laws and regulations to fire apparatus and other emergency vehicles).

SECT. 9 revised, 1948, 416.

Chapter 90. — Motor Vehicles and Aircraft.

For legislation providing for an accelerated highway program, see 1949, 306.

For legislation exempting certain disabled veterans from payment of certain motor vehicle excise taxes and registration fees, see 1948, 368.

SECT. 1, "antique motor car" defined, 1948, 432 § 1; definition of "dealer" revised, 1948, 511 § 1; "heavy duty platform trailer" defined, 1939, 354, § 1; amended, 1941, 30; revised, 1945, 595 § 1; "manufacturer" defined, 1948, 511 § 2; definition of "motor vehicles" amended, 1932, 182; 1938, 36; revised, 1948, 93; "owner-repairman" defined, 1948, 511 § 3; definition of "register number" revised, 1935, 43; "repairman" defined, 1948, 511 § 4; "school bus" defined, 1932, 271 § 1; revised, 1946, 91; amended, 1947, 216 § 1; "semi-trailer" and "semi-trailer unit" defined, 1933, 332 § 1; "tractor" defined and definition of "trailer" revised, 1933, 322 § 2; definition of "trailer" amended, 1939, 354 § 2; "transporter" defined, 1948, 511 § 5. (See 1932, 271 § 7; 1933, 322 § 5.)

SECT. 1A amended, 1933, 372 § 3; 1934, 264 § 2; last sentence revised, 1948, 572 § 1. (See 1948, 572 § 3.)

SECT. 2, fourth paragraph revised, 1932, 5; seventh paragraph revised, 1939, 436 § 1; 1949, 470, 644 § 3; last paragraph revised, 1933, 54; amended, 1948, 94.

SECT. 3, first sentence revised, 1933, 188; section revised, 1939, 325; paragraph added at end, 1941, 282.

SECT. 3C revised, 1937, 387.

SECT. 3G added, 1945, 590 § 1 (relative to recovery for damage caused by motor vehicles of non-residents). (See 1945, 590 § 2.)

SECT. 5, last sentence amended, 1947, 311; section revised, 1947, 401 § 1; 1948, 511 § 6; 1949, 94. (See 1947, 401 § 3.)

SECT. 5A added, 1943, 409 § 2 (relative to the use of a general distinguishing mark or number on all motor vehicles under the control of the military forces); revised, 1948, 304.

SECT. 6, first sentence revised, 1939, 436 § 2.

SECT. 6A added, 1948, 432 § 3 (providing for special registration plates for antique motor cars).

SECT. 7 amended, 1932, 123 § 1; 1933, 51; second sentence amended, 1933, 109; sentence added after fourth sentence, 1939, 153; ninth sentence revised, 1949, 260; paragraph added at end of section, 1941, 443. (See 1932, 123 § 2.)

SECT. 7A revised, 1932, 41, 271 § 2. (See 1932, 271 § 7.)

SECT. 7B added, 1932, 271 § 3 (prerequisites to operation of school bus). (See 1932, 271 § 7.)

SECTS. 7A and 7B stricken out, and new sections 7A-7C inserted, 1945, 241 § 1. (See 1945, 241 § 3.)

SECT. 7C revised, 1948, 307.

SECT. 7D added, 1947, 216 § 2 (making certain provisions of law relating to school buses applicable to certain motor vehicles used for the transportation of school children).

SECT. 7E added, 1949, 266 (relative to the display of red lights upon vehicles owned and operated by firemen and certain other persons).

SECT. 8 amended, 1934, 103; 1937, 284; next to last sentence revised, 1948, 399 § 1; sentence contained in lines 19-22 (as appearing in 1937, 284) stricken out, 1948, 619 § 1. (See 1948, 399 § 3, 619 §§ 2, 3.)

SECT. 9 amended, 1934, 361; 1941, 283.

SECT. 9A revised, 1932, 168 § 1; 1935, 393 § 1; 1949, 358. (See 1932, 168 §§ 2, 3; 1935, 393 § 2.)

SECT. 10 amended, 1935, 219; second sentence revised, 1948, 130.

SECT. 13, sentence added at end, 1949, 707.

SECT. 14 amended, 1938, 166; third sentence revised, 1947, 418; section revised, 1948, 324.

SECT. 14A added, 1949, 279 (providing for the protection of blind persons while crossing ways).

SECT. 15 amended, 1932, 271 § 5; 1933, 26 § 1. (See 1932, 271 § 7.)

SECT. 17, sentence added at end, 1932, 271 § 4; section amended, 1947, 406; revised, 1948, 564 § 1. (See 1932, 271 § 7.)

SECT. 18 amended, 1945, 125; revised, 1948, 564 § 2.

SECT. 19, last sentence revised, 1933, 332 § 3; 1935, 223 § 1; section revised, 1935, 326 (but see 1935, 465); amended, 1936, 388 § 1; revised, 1941, 314; first sentence amended, 1946, 380; last two sentences amended, 1945, 595 § 4; same sentences stricken out and four sentences inserted, 1946, 341; paragraph added at end, 1948, 394. (See 1933, 332 § 5; 1935, 223 § 2; 1936, 388 § 2.) Affected by 1941, 589.

SECT. 19A added, 1946, 397 § 1 (authorizing certain semi-trailer units and motor vehicles to travel upon public ways without certain permits).

SECT. 20A added, 1934, 368 § 1 (providing for the non-criminal disposition of charges for violation of motor vehicle parking rules, regulations,

orders, ordinances and by-laws); revised, 1935, 176; first paragraph revised, 1938, 201; amended, 1949, 425 § 1; third paragraph revised, 1949, 425 § 2; fifth paragraph revised, 1949, 425 § 3. (See 1934, 368 § 2; 1949, 425 § 4.)

SECT. 21 amended, 1936, 406.

SECT. 22, two paragraphs added at end, 1933, 191; first sentence (as appearing in 1933, 191) amended, 1941, 312.

SECT. 22A added, 1932, 304 § 1 (requiring the suspension of licenses to operate motor vehicles issued to persons who do not satisfy judgments in motor vehicle accident cases involving property damage). (See 1932, 304 § 2.)

SECT. 23, new paragraph added at end, 1933, 69.

SECT. 24 amended, 1932, 26 § 1; first sentence amended, 1936, 182 § 1; sentence contained in lines 65-97 amended, 1935, 360; paragraph added at end, 1936, 182 § 2; section revised, 1936, 434 § 1; paragraph (1) (a) amended, 1938, 145; paragraph (1) (c) revised, 1939, 82; paragraph (2) (a) amended, 1937, 230 § 1; paragraph (2) (c) amended, 1937, 117. (See 1937, 230 § 2.)

SECT. 27 amended, 1949, 115 § 2.

SECT. 29, last sentence amended, 1932, 26 § 2; section amended, 1935, 477 § 1; second sentence revised, 1936, 391; first four sentences revised, 1947, 508; 1949, 557; last two sentences revised, 1938, 146.

SECT. 31 revised, 1948, 201 § 2. (See 1948, 201 § 4.)

SECT. 32A, paragraph added at end, 1949, 321.

SECT. 32B repealed, 1934, 209 § 2. (See 1934, 209 § 3.)

SECTS. 32C-32F added, 1934, 209 § 1 (further regulating the business of leasing motor vehicles upon a mileage basis). (See 1934, 209 § 3.)

SECT. 33, first four paragraphs stricken out, and five new paragraphs inserted, 1932, 249 § 1; third paragraph (as appearing in 1932, 249 § 1) revised, 1948, 572 § 2; fourth paragraph (as so appearing) amended, 1933, 183 § 1; revised, 1948, 584 § 2; fifth paragraph (as so appearing) revised, 1947, 666 § 3; paragraph in lines 21-41 amended, 1932, 180 § 12; same paragraph stricken out, and two paragraphs inserted, 1933, 332 § 4; two paragraphs so inserted stricken out, and new paragraph inserted, 1935, 409 § 1; the paragraph so inserted amended, 1936, 380 § 1; subdivisions (2) and (3) of the paragraph so inserted revised, 1937, 377; subdivision (2) of said paragraph revised, 1945, 595 § 2; subdivision (3) of said paragraph amended, 1938, 430; subdivision (4) of said paragraph amended, 1939, 354 § 3; subdivision (6) of said paragraph amended, 1939, 354 § 4; revised, 1945, 595 § 3; last sentence revised, 1947, 463; paragraph inserted after subdivision (6), 1948, 432 § 2; paragraph in lines 69-75 (as appearing in the Ter. Ed.) revised, 1948, 511 § 7; paragraph inserted after "registrar" in line 75 (as appearing in the Ter. Ed.) 1947, 401 § 2; same paragraph revised, 1948, 511 § 7; paragraph in lines 85-87 (as appearing in the Ter. Ed.) revised, 1948, 399 § 2; 619 § 2; last paragraph amended, 1936, 401; paragraph added at end, 1949, 644 § 4. (See 1932, 249 § 2; 1933, 183 § 2, 332 § 5; 1935, 409 § 2; 1936, 380 § 2; 1947, 401 § 3; 666 § 4; 1948, 368; 399 § 3; 572 § 3; 619 § 3.)

SECT. 34, four words stricken out, 1933, 197 § 3; first paragraph amended, 1934, 364 § 1; section revised, 1943, 427 § 2. (See 1934, 364 § 3.)

SECT. 34A, paragraph defining "certificate" revised, 1945, 384 § 1; amended, 1949, 571 § 1; new paragraph (defining "guest occupant") added, 1935, 459 § 1; paragraphs defining "motor vehicle liability bond" and "motor vehicle liability policy" revised, 1935, 459 § 2. (See 1935, 459 § 5; 1945, 384 § 3.)

SECT. 34B, second paragraph revised, 1933, 83 § 1; 1935, 302; fourth paragraph revised, 1933, 83 § 2; fifth paragraph revised, 1949, 571 § 2. (See 1933, 83 § 3.)

SECT. 34C amended, 1932, 180 § 13; 1949, 571 § 3.

SECT. 34D revised, 1935, 459 § 3; 1949, 571 § 4. (See 1935, 459 § 5.)

SECT. 34E revised, 1949, 571 § 5.

SECT. 34F revised, 1949, 571 § 6.

SECT. 34H, first paragraph amended, 1933, 119 § 4; second paragraph amended, 1948, 39; new paragraph inserted, 1933, 119 § 5. (See 1933, 119 § 6.)

SECT. 34I revised, 1949, 571 § 7.

SECT. 53, last sentence amended, 1932, 180 § 14.

SECTS. 35-60 stricken out, and new sections 35-50 (uniform aeronautical code) inserted, 1935, 418 § 2. (See also below.)

SECT. 36 revised, 1938, 417 § 1.

SECT. 37 revised, 1938, 417 § 2.

SECT. 38 revised, 1938, 417 § 3.

SECT. 39 revised, 1938, 417 § 4.

SECT. 40 revised, 1938, 417 § 5.

SECT. 41 revised, 1938, 417 § 6.

SECT. 42 revised, 1938, 417 § 7.

SECT. 43 revised, 1938, 417 § 8.

SECT. 43A added, 1938, 417 § 9 (relative to the powers and duties of police and certain other officers as to aircraft accidents and violations of the laws, rules and regulations relative to aircraft).

SECT. 44 revised, 1938, 417 § 10.

SECT. 45 revised, 1938, 417 § 11.

SECT. 46 revised, 1938, 417 § 12.

SECTS. 35-43 and 44-50, inc. (inserted by 1935, 418 § 2, as amended) and sect. 43A (inserted by 1938, 417 § 9) stricken out and new sections 35-52 inserted, 1939, 393 § 3 (further revising the laws relative to aviation). (See 1939, 393 §§ 4-6.)

SECT. 35, paragraph defining "Airport" amended, 1941, 537 § 1; paragraph inserted after said paragraph, 1941, 537 § 2; paragraph defining "Landing field" amended, 1941, 537 § 3; two paragraphs added at end, 1941, 537 § 4; section revised, 1946, 507; "Navigable Air Space" defined, 1947, 292.

SECTS. 36-38 repealed, 1946, 583 § 2. (See G. L. 6 §§ 57-59. See also 1946, 583 §§ 1, 4.)

SECT. 39, first paragraph revised, 1941, 695 § 13; section revised, 1946, 583 § 3; first paragraph revised, 1948, 637 § 10. (See 1946, 583 § 5; 1948, 637 §§ 4-9, 13; 663 § 4.)

SECTS. 39A-39F added, 1946, 607 § 1 (relative to a state airport plan).

SECT. 39B, paragraph inserted after first paragraph, 1948, 505.

SECT. 39C revised, 1949, 762 § 1. (See 1949, 762 § 2.)

SECT. 39D repealed, 1948, 637 § 11. (See 1948, 637 §§ 4-9, 13.)

SECT. 39F revised, 1947, 593 § 4.

SECT. 39G added, 1947, 593 § 5 (making certain provisions of law relating to airports in municipalities applicable to airports in counties).

SECT. 40 revised, 1946, 582 § 1; paragraph added at end, 1949, 60.

SECTS. 40A-40I inserted, 1941, 537 § 5 (relative to protecting the approaches to publicly owned airports).

SECT. 41 revised, 1946, 582 § 2.

SECT. 42 amended, 1941, 537 § 6.

SECT. 43 revised, 1946, 582 § 3.

SECT. 44 amended, 1941, 537 § 7.

SECT. 45 amended, 1941, 537 § 8; revised, 1947, 319.

SECT. 49A added, 1949, 115 § 1 (relative to court records of cases involving violations of aeronautical laws, rules and regulations).

SECTS. 50A-50L added, 1948, 637 § 3 (relative to the management of state-owned airports). (See 1948, 637 §§ 4-9, 13; 663 § 4.)

SECT. 50D, first sentence amended, 1949, 762 § 3.

SECT. 50F, sentence added at end, 1948, 663 § 2; third paragraph revised, 1949, 763. (See 1948, 663 §§ 4, 5; 1949, 745 § 2.)

SECT. 50H, sentence added at end, 1948, 663 § 3. (See 1948, 663 §§ 4, 5.)

SECT. 51 stricken out, 1946, 613 § 1.

SECTS. 51A-51B added, 1946, 582 § 4 (relative to the supervision of state airports by airport managers and to the leasing thereof); repealed, 1948, 637 § 11. (See 1948, 637 §§ 4-9, 13.)

SECTS. 51C-51L added, 1946, 613 § 1 (relating to the acquisition, establishment, maintenance, operation and regulation of airports by the commonwealth and the cities and towns thereof).

SECT. 51C repealed, 1948, 637 § 11. (See 1948, 637 §§ 4-9, 13.)

SECT. 51E, sentence inserted after first sentence, 1948, 481; second and third sentences revised, 1947, 70; last sentence stricken out and five sentences inserted, 1947, 593 § 1.

SECT. 51F revised, 1949, 769 § 1.

SECT. 51H revised, 1949, 769 § 2.

SECT. 51I revised, 1947, 593 § 2.

SECT. 51K revised, 1947, 593 § 3.

SECT. 51M added, 1947, 332 (prohibiting the granting of exclusive franchises for transportation of persons at airports publicly owned or controlled, or constructed wholly or partly with public funds).

SECT. 51N added, 1947, 501 (authorizing municipalities to establish, maintain and operate airports as joint enterprises).

Chapter 91. — Waterways.

SECT. 9A added, 1938, 407 § 2 (providing a method for the development of waterfront terminal facilities).

SECT. 12A added, 1939, 513 § 6 (licensing and otherwise regulating structures, filling and excavations in certain rivers and streams).

SECT. 27, paragraph added at end, 1937, 372 § 2.

SECT. 46A added, 1935, 362 § 1 (penalizing the unlicensed breaking up or altering of vessels, scows, lighters or certain other structures).

SECT. 49 revised, 1935, 362 § 2.

Chapter 91A. — Port of Boston Authority.

New chapter inserted, 1945, 619 § 3. (See 1945, 619 §§ 4-11.)

SECT. 4 amended, 1947, 413 § 1.

Chapter 92. — Metropolitan Sewers, Water and Parks.

For legislation abolishing the Metropolitan District Water Supply Commission and transferring its functions to the Metropolitan District Commission, see 1947, 583.

SECT. 1 amended, 1946, 367 § 1. (See 1946, 367 § 2.)

SECT. 8 amended, 1946, 432 § 5.

SECT. 10 revised, 1943, 543 § 1; 1945, 587 § 1; paragraph (2) amended, 1946, 549 § 1; paragraph (3) amended, 1947, 575 § 1; 1949, 385 § 1; paragraph (4) amended, 1946, 549 § 2; paragraph (5), sentence added at end, 1946, 549 § 3; paragraph (6) revised, 1946, 549 § 4; paragraph (10) amended, 1946, 243, 549 § 5; paragraph (12) revised, 1947, 575 § 2. (See 1943, 543 §§ 1A, 3; 1945, 587 § 5; 1947, 575 §§ 3-6; 1949, 494.)

SECT. 17, paragraph added at end, 1945, 693 § 1.

SECT. 26, first paragraph revised, 1943, 543 § 2; first two paragraphs revised, 1945, 587 § 2; second paragraph amended, 1946, 432 § 6; first two paragraphs revised, 1946, 549 § 6. (See 1945, 587 §§ 4, 5.)

SECTS. 26A and 26B added, 1945, 587 § 3 (fixing the price for water furnished to municipalities by the metropolitan water district and providing for a state borrowing to ensure the maintenance of the price as fixed and providing for disposition of the excess in the metropolitan water works sinking fund).

SECT. 26A, first two sentences revised, 1946, 549 § 7.

SECT. 46 revised, 1948, 550 § 7.

SECT. 48 amended, 1934, 266 § 1. (See 1934, 266 § 4.)

SECTS. 55 and 56 stricken out and section 55 inserted, 1949, 554 § 1.

SECT. 56 revised, 1933, 197 § 1; sentence added at end, 1939, 429 § 1; section stricken out, 1949, 554 § 1. (See 1939, 429 §§ 2, 4.)

SECT. 57 amended, 1933, 197 § 2; 1949, 554 § 2.

SECT. 58 amended, 1946, 432 § 7.

SECT. 59 amended, 1949, 554 § 3.

SECT. 59A added, 1945, 637 § 7 (relative to annual assessments upon municipalities of the metropolitan districts for maintenance); sentence added at end, 1946, 432 § 8. (See 1945, 279.)

SECT. 60 revised, 1939, 429 § 3; last sentence revised, 1946, 432 § 9 (See 1939, 429 § 4.)

SECT. 60A added, 1937, 352 § 1 (regulating the making and awarding of certain contracts by the metropolitan district commission and metropolitan district water supply commission); repealed, 1941, 547 § 2. (See 1937, 352 § 2; 1941, 547 § 1.)

SECT. 62 revised, 1938, 396; amended, 1941, 658 § 1. (See 1941, 658 § 2.)

SECT. 62A added, 1937, 416 § 1 (providing for a reserve police force for the metropolitan district commission); revised, 1939, 441 § 1. (See 1937, 416 § 5; 1939, 441 §§ 3, 5.)

SECT. 63 repealed, 1937, 416 § 2. (See 1937, 416 § 5; 1939, 441 § 3.)

SECT. 63B added, 1948, 653 (providing for the reimbursement of metropolitan district police officers for injuries or damages sustained by them in the line of duty).

SECT. 93 amended, 1934, 266 § 2. (See 1934, 266 § 4.)

SECT. 94 amended, 1934, 266 § 3. (See 1934, 266 § 4.)

SECT. 99 repealed, 1947, 530.

SECT. 100 revised, 1939, 499 § 7; 1945, 292 § 9. (See 1945, 637 § 8.)

Chapter 92A. — Massachusetts Public Building Commission.

New chapter inserted, 1947, 466 § 3. (See 1947, 466 §§ 4-6.)

For prior temporary legislation, see 1933, 365, 368; 1934, 41; 1935, 380; 1937, 338; 1938, 20, 501 § 3; 1939, 417, 418; 1941, 720 § 16; 1943, 517 § 3.

Chapter 93. — Regulation of Trade and Certain Enterprises.

SECT. 8, sentence added at end, 1938, 410 § 2.

SECTS. 14A-14D added, under heading "FAIR TRADE", 1937, 398 (protecting trade mark owners, distributors and the public against injurious and uneconomic practices in the distribution of articles of standard quality under a trade mark, brand or name).

SECT. 14A amended, 1939, 231.

SECT. 14B amended, 1939, 313.

SECT. 14C revised, 1943, 40.

SECTS. 14E-14K added, under heading "UNFAIR SALES", 1938, 410 § 1 (defining and prohibiting unfair sales practices, with a view to preventing the advertising or offering for sale, or the selling below cost, of merchandise for the purpose of injuring competitors or destroying competition). (See 1941, 715.)

SECT. 14E, paragraphs (a) and (b) amended, 1939, 189 § 1; paragraph (h) added at end, 1939, 189 § 2.

SECT. 14F revised, 1941, 494.

Caption immediately preceding section 21 amended, 1939, 343 § 3.

SECT. 21 amended, 1939, 343 § 1; 1941, 583 § 1.

SECTS. 21A-21D added, 1941, 583 § 2 (defining and further regulating private trade schools).

SECT. 22 amended, 1939, 343 § 2; 1941, 583 § 3.

SECT. 24 revised, 1949, 711 § 1.

SECT. 24A added, 1949, 711 § 2 (relative to licenses for the conduct of collection agencies).

SECTS. 28A-28D added, under heading "REGULATING CLOSING OUT SALES, SO CALLED, AND SIMILAR TYPES OF SALES", 1938, 165.

SECT. 28A revised, 1939, 207; 1948, 550 § 8.

SECT. 29, heading and section amended, 1946, 612 § 3. (See 1946, 612 §§ 5, 6.)

SECT. 30 revised, 1945, 233.

SECT. 30A revised, 1946, 612 § 4.

SECT. 34. For temporary act to enable savings banks and certain other banking institutions to co-operate in the distribution of United States defense savings bonds and defense postal savings stamps, see 1941, 221, 575.

Chapter 94. — Inspection and Sale of Food, Drugs and Various Articles.

SECT. 1, paragraph in lines 128–132 (defining “pasteurized milk”) revised, 1932, 158; section amended in part, 1933, 67 §§ 1–5; paragraph (defining “milk plant” and “manufactory”) added, 1933, 338 § 1; paragraph in lines 30–36 (defining “butter” and “cheese”) stricken out and new paragraph defining “butter” inserted, 1937, 335 § 1; paragraph in line 40 reading, “cheese”, see “butter”, stricken out and four new paragraphs inserted, 1937, 335 § 2 (defining cheese and cream cheese); paragraph (defining “bakery”) amended, 1937, 362 § 1; paragraphs in lines 148–164 (defining “agricultural seeds” or “agricultural seed”, “noxious weed seeds” and “weed seeds”) revised and definition of “vegetable seeds” added, 1938, 363 § 1; last four definitions stricken out, 1946, 377 § 1; paragraph in lines 177–181 revised, 1939, 196 § 1; five paragraphs (defining “enriched bread”, “enriched flour”, “person”, “rolls” and “white bread”) added, 1948, 444 § 1; paragraph (defining “food”) revised, 1949, 334 § 9. (See 1937, 362 § 7.)

SECT. 6 amended, 1937, 362 § 2. (See 1937, 362 § 7.)

SECT. 7 amended, 1941, 490 § 19.

SECT. 8 revised, 1937, 53.

SECT. 9 amended, 1939, 261 § 6.

SECTS. 9A–9M added, 1937, 362 § 3 (changing the position in the General Laws of certain provisions of law relative to bakeries). (For prior legislation, see G. L. chap. 111 §§ 34–43, 46–49, repealed by 1937, 362 § 6.) (See 1937, 362 §§ 6, 7.)

SECT. 10 amended, 1937, 362 § 4. (See 1937, 362 § 7.)

SECTS. 10A–10E stricken out, and new sections 10A–10G (regulating the manufacture, bottling and sale of certain non-alcoholic beverages) inserted, 1935, 441.

SECT. 10F amended, 1941, 119.

SECTS. 10H–10K added, 1948, 444 § 2 (relative to enrichment of bread and flour).

SECTS. 12–48A. For temporary legislation establishing within the department of agriculture a milk control board, and defining its powers and duties, see note to G. L. chapter 94A, inserted by 1941, 691 § 2.

SECTS. 13, 14, 14A and 15 stricken out, and new sections 13–13E (relative to the grading of milk) inserted, 1933, 263 § 1. (See 1933, 263 § 3.)

SECT. 13A revised, 1948, 227.

SECT. 16 stricken out and sections 16–16I (regulating the production, sale and distribution of milk) inserted, 1932, 305 § 3. (See 1932, 305 §§ 5, 6.)

SECT. 16C amended, 1941, 374; revised, 1946, 467.

SECTS. 16J–16L added, 1946, 542 (relative to the regulation of transportation, handling and sale of milk).

SECT. 16K revised, 1947, 379.

SECT. 17A amended, 1933, 124.

SECT. 18 revised, 1933, 263 § 2. (See 1933, 263 § 3.)

SECT. 20 revised, 1939, 212.

SECT. 29A revised, 1933, 253; 1946, 447 § 1.

SECT. 30 revised, 1933, 253; 1946, 447 § 2.

SECT. 31 revised, 1933, 253; 1946, 447 § 3.

SECT. 40 amended, 1941, 298.

SECT. 42A stricken out, and new sections 42A-42K (requiring dealers in milk or cream to be licensed and bonded) inserted, 1933, 338 § 2; affected, 1939, 421.

SECT. 42A amended, 1935, 126.

SECT. 42F revised, 1934, 180 § 1.

SECT. 42H, paragraph 2 revised, 1934, 180 § 2.

SECT. 43 revised, 1932, 305 § 4; amended, 1935, 88; first paragraph amended, 1936, 210. (See 1932, 305 §§ 5, 6.)

SECT. 45 revised, 1935, 317; 1948, 550 § 9.

SECT. 48B added, 1935, 259 (requiring institutions supported wholly or in part by funds of the commonwealth to use milk, other than cream and certified milk, produced within the commonwealth).

SECT. 48C added, 1939, 317 (regulating the manufacture, sale and delivery of certain milk beverages, so called).

SECT. 49, sentence added at end, 1948, 453 § 3.

SECT. 50 amended, 1937, 335 § 3.

SECT. 52 amended, 1948, 550 § 10; revised, 1949, 297 § 2.

SECT. 54 amended, 1948, 453 § 1.

SECT. 58 amended, 1948, 453 § 2.

SECT. 60 revised, 1934, 373 § 2.

SECT. 61A added, 1937, 335 § 4 (relative to the manufacture and sale of certain cheese).

SECTS. 64, 64A, 65, 65A, 65B, 65E and 65F, and the caption of said section 64, stricken out, and sections 65G-65S inserted, under caption "FROZEN DESSERTS AND ICE CREAM MIX", 1934, 373 § 1. (See 1934, 373 § 8.)

SECT. 65J, second paragraph revised, 1937, 341 § 1.

SECT. 65L, subdivision (c) amended, 1937, 341 § 2.

SECT. 65P, paragraph (f) added at end, 1937, 341 § 3.

SECT. 66A added, 1945, 109 (making certain laws relative to cold storage warehouses inapplicable to locker plants, so called).

SECT. 74 revised, 1933, 329 § 5; repealed, 1941, 598 § 2.

SECT. 74A added, 1933, 329 § 6 (definition of "fish"); repealed, 1941, 598 § 2.

SECTS. 75 and 76 repealed, 1933, 329 § 7.

SECT. 77, first sentence stricken out, 1933, 329 § 8; repealed, 1941, 598 § 2.

SECT. 77A added, 1934, 216 (regulating the importation of fresh swordfish).

SECT. 78 revised, 1933, 329 § 9; repealed, 1941, 598 § 2.

SECT. 78A added, 1933, 329 § 10 (prohibiting certain misrepresentations in the sale of lobsters); repealed, 1941, 598 § 2.

SECT. 79 repealed, 1933, 329 § 7.

SECT. 80 repealed, 1941, 598 § 2.

SECT. 81 revised, 1933, 329 § 11; 1939, 491 § 10; repealed, 1941, 598 § 2. (See 1939, 491 § 12.)

SECT. 82 repealed, 1941, 598 § 2.

SECT. 83 revised, 1933, 329 § 12; repealed, 1941, 598 § 2.

SECT. 85 amended, 1939, 261 § 7.

SECT. 88A revised, 1933, 329 § 13; repealed, 1941, 598 § 2.

SECT. 88B added, 1936, 176 (requiring that shucked scallops and quahaugs in the shell be sold only by weight).

SECT. 90A added, 1935, 369 (relative to the sale and distribution of eggs).

SECT. 90B added, 1938, 404 (establishing standard sizes in connection with the sale and distribution of eggs).

SECT. 92B added, under caption "MEATS AND POULTRY", 1935, 97 (requiring the retail sale of meats and poultry to be by weight).

SECT. 98 amended, 1939, 261 § 8.

SECT. 99A amended, 1939, 261 § 9.

SECT. 118 amended, 1943, 332 § 1.

SECT. 119 amended, 1943, 332 § 2; 1949, 334 § 1.

SECT. 120 amended, 1943, 332 § 3; revised, 1949, 334 § 2.

SECT. 120A amended, 1943, 332 § 4; revised, 1949, 334 § 3.

SECT. 123 amended, 1932, 180 § 15; 1943, 332 § 5.

SECT. 124 revised, 1943, 508 § 1.

SECT. 126 amended, 1946, 213 § 1.

SECT. 128 amended, 1946, 213 § 2.

SECT. 129 revised, 1946, 213 § 3; amended, 1949, 334 § 4.

SECT. 130 amended, 1946, 213 § 4; 1949, 334 § 5.

SECT. 131 revised, 1943, 332 § 6; 1949, 334 § 6.

SECT. 132 amended, 1949, 334 § 7.

SECT. 133 amended, 1943, 332 § 7; 1946, 213 § 5.

SECT. 133A added, 1946, 213 § 6 (further regulating the slaughtering of certain animals).

SECT. 134 amended, 1946, 213 § 7.

SECT. 135 amended, 1943, 332 § 8.

SECT. 137 amended, 1949, 334 § 8.

SECT. 138 amended, 1943, 508 § 2.

SECT. 139 amended, 1946, 213 § 8.

SECT. 139A added, 1945, 679 (relative to the establishment and operation of poultry slaughtering houses); last paragraph revised, 1948, 339.

SECT. 146, first paragraph amended, 1934, 340 § 6; 1943, 508 § 3. (See 1934, 340 § 18.)

SECT. 148, second paragraph amended, 1934, 340 § 6A. (See 1934, 340 § 18.)

SECT. 151 revised, 1943, 508 § 4.

SECT. 151A added, 1948, 189 (regulating the sale of horse meat for food in certain places).

SECTS. 152A-152C added, 1934, 296 (relative to the sale and transportation of poultry).

SECT. 152A amended, 1935, 157 § 1; 1949, 446 § 1.

SECT. 152B revised, 1935, 157 § 2.

SECT. 152D added, 1949, 446 § 2 (relative to the bonding of licencees engaged in the business of buying or selling poultry).

SECT. 153A added, 1933, 116 (relative to the sale of meat and meat products containing certain preservatives); revised, 1933, 311; 1945, 165.

SECT. 172 revised, 1939, 122.

SECT. 174A added, 1945, 92 § 1 (fixing standard weights of containers for certain flours, etc.); revised, 1946, 92.

SECT. 175 repealed, 1945, 92 § 2.

- SECT. 177 revised, 1946, 176.
- SECT. 181 amended, 1939, 261 § 10.
- SECT. 182 amended, 1939, 261 § 11.
- SECT. 184 amended, 1939, 261 § 12.
- SECT. 185A repealed, 1937, 341 § 4.
- SECT. 186 revised, 1948, 598 § 1.
- SECT. 187 revised, 1948, 598 § 2.
- SECT. 187A added, 1948, 598 § 3 (further regulating the sale of certain harmful drugs).
- SECT. 189, first sentence amended, 1948, 598 § 4.
- SECT. 189A added, 1948, 598 § 5 (relative to the adulteration or misbranding of food and drugs).
- SECT. 192 revised, 1948, 598 § 6.
- SECT. 193 revised, 1948, 598 § 7.
- SECT. 196 repealed, 1948, 598 § 8.
- SECT. 197, paragraph in lines 10-15 revised, 1935, 412 § 1; amended, 1943, 305 § 1; fourth paragraph revised, 1943, 305 § 2.
- SECT. 198 amended, 1935, 412 § 2; sixth sentence revised, 1948, 473.
- SECTS. 198A and 198B added, 1935, 412 § 3 (relative to the licensing of certain dealings in narcotic drugs).
- SECT. 201 amended, 1935, 412 § 4.
- SECT. 203 amended, 1935, 412 § 5.
- SECT. 206 amended, 1935, 412 § 6.
- SECT. 209 revised, 1945, 509.
- SECT. 211 amended, 1935, 412 § 7; revised, 1938, 321 § 1.
- SECT. 212 amended, 1938, 321 § 2.
- SECT. 212A added, 1938, 321 § 3 (providing for the arrest without a warrant and punishment of a person present where a narcotic drug is unlawfully kept or deposited).
- SECT. 214 amended, 1935, 412 § 8; 1943, 357.
- SECT. 215 amended, 1935, 412 § 9.
- SECT. 217 amended, 1935, 412 § 10.
- SECT. 225, paragraph added at end, 1939, 69.
- SECT. 239A amended, 1939, 261 § 13.
- SECT. 244 amended, 1941, 155 § 1.
- SECT. 245 revised, 1933, 94 § 2; amended, 1939, 261 § 13A; revised, 1941, 155 § 2.
- SECT. 246 revised, 1941, 155 § 4.
- SECT. 248 amended, 1934, 184; 1939, 261 § 14; revised, 1943, 241 § 1; amended, 1946, 222.
- SECT. 249A amended, 1939, 261 § 15.
- SECT. 249B amended, 1939, 261 § 16.
- SECT. 249E revised, 1943, 241 § 2.
- SECT. 249E½ added, 1943, 241 § 3 (relative to the allowable amount of non-combustible residue of coal and coke).
- SECT. 249F amended, 1939, 261 § 17; 1943, 241 § 4.
- SECT. 249G added, under caption "MATERIAL FOR ROAD CONSTRUCTION", 1933, 94 § 1 (authorizing certain officers to direct the weighing of material for road construction); amended, 1939, 261 § 17A; repealed, 1941, 155 § 3.
- SECT. 250 revised, 1933, 67 § 6.
- SECT. 252 amended, 1933, 67 § 7.

SECT. 254 amended, 1933, 67 § 8.

SECT. 255 amended, 1933, 67 § 9.

SECT. 256 revised, 1933, 67 § 10.

SECT. 257 revised, 1933, 67 § 11.

SECT. 258 revised, 1933, 67 § 12.

SECT. 261A amended, 1938, 363 § 2.

SECT. 261B amended, 1938, 363 § 3.

SECT. 261C revised, 1938, 363 § 4.

SECT. 261D revised, 1938, 363 § 5.

SECT. 261E, paragraph added at end, 1938, 363 § 6.

SECTS. 261H-261L stricken out, and new sections 261H-261L inserted, 1937, 288 § 1. (See 1937, 288 § 2.)

SECT. 261H, paragraph added at end, 1938, 363 § 7.

SECT. 261K amended, 1938, 363 § 8.

SECT. 261L revised, 1938, 363 § 9.

SECTS. 261A-261L stricken out, and new sections 261A-261K inserted, 1946, 377 § 2.

SECT. 270, paragraph added at end, 1937, 176.

SECTS. 270A and 270B added, 1935, 439 (providing for the sterilization of feathers, down and second-hand material intended for use in the manufacture of any article of bedding or of upholstered furniture).

SECT. 270C added, 1939, 196 § 2 (relative to the marking of certain articles of bedding and upholstered furniture consisting in whole or in part of second-hand metal).

SECT. 270D added, 1939, 351 (further regulating the sale within the commonwealth of articles of bedding and upholstered furniture); repealed, 1941, 57.

SECT. 276 amended, 1939, 196 § 3.

SECT. 277A added, 1941, 422 (requiring the marking or labelling of furs, imitation furs and articles made therefrom, and prohibiting misrepresentation in such marks or labels).

SECT. 283 amended, 1939, 261 § 17B.

SECT. 295A added, under heading "PETROLEUM PRODUCTS", 1933, 228 (relative to prevention of fraud and misrepresentation in the sale of gasoline, lubricating oils and other motor fuels, and to prevention of the adulteration thereof).

SECTS. 295B and 295C added, 1938, 411 (prohibiting and penalizing the use of misleading signs relating to the price of gasoline and other motor fuel).

SECT. 295C revised, 1939, 218.

SECTS. 295A-295C stricken out, and new sections 295A-295O inserted, 1939, 459 § 1 (further regulating the advertising and sale of motor fuel at retail). (See 1939, 459 § 3.)

SECT. 295G revised, 1941, 311.

SECT. 298 amended, 1934, 109 § 1.

SECT. 299 amended, 1934, 109 § 2.

SECTS. 303A-303E added, under caption "METHYL OR WOOD ALCOHOL", 1934, 372 § 3 (relative to such alcohol and to certain preparations containing such alcohol).

SECT. 303A amended, 1935, 342; 1936, 53.

SECT. 303B amended, 1937, 177 § 1.

SECT. 303C revised, 1937, 177 § 2.

SECT. 303F added, under caption "FUEL OILS", 1935, 95 (regulating the sale of fuel oils).

SECT. 305A amended, 1937, 362 § 5. (See 1937, 362 § 7.)

Chapter 94A. — Milk Control.

New chapter inserted, 1941, 691 § 2. (See 1941, 691 §§ 3-6.)

(For prior temporary legislation establishing within the department of agriculture a milk control board, and defining its powers and duties, see 1934, 376; term of office of said board extended, 1936, 300; 1938, 334; 1939, 413; 1941, 418 § 1; 631 § 1; legislation amended, 1937, 428; 1938, 279; 1939, 302.)

SECT. 12A added, 1943, 445 (defining the powers and duties of the milk control board in case of a failure to pay the official minimum price for the sale or delivery of milk).

SECT. 13, subsections (e) and (f) added at end, 1945, 134 (relative to the furnishing to the milk control board of certain information by licensed milk dealers); first paragraph of subsection (e) revised, 1946, 312. (See 1945, 409.)

SECT. 22 revised, 1943, 164.

SECT. 22A added, 1943, 147 (in aid of the construction and enforcement of the state milk control law, so called).

Chapter 95. — Measuring of Leather.

SECT. 1 amended, 1939, 261 § 18.

Chapter 96. — Measurement of Lumber.

SECT. 11A added, 1945, 145 (adopting the international log rule as standard for determining the board feet content of saw logs).

Chapter 97. — Surveying of Land.

SECTS. 8-13 added, 1941, 47 (defining and authorizing the use of a system of plane co-ordinates for designating and stating positions of points on the surface of the earth within the commonwealth).

Chapter 98. — Weights and Measures.

SECT. 1 amended, 1939, 261 § 19.

SECT. 12, second paragraph revised, 1948, 373.

SECT. 14A amended, 1936, 73.

SECT. 20 amended, 1934, 373 § 3.

SECT. 21 amended, 1934, 373 § 4.

SECT. 22 amended, 1939, 261 § 19A; revised, 1941, 59.

SECT. 29, paragraph added at end, 1945, 273.

SECT. 30 repealed, 1935, 60 § 2.

SECT. 32 amended, 1935, 60 § 3.

SECT. 37 amended, 1936, 72.

SECT. 41 amended, 1941, 462.

SECT. 56, paragraph ($b\frac{1}{2}$) added, 1934, 98 (establishing fees for sealing certain liquid-measuring meters); section revised, 1937, 74; paragraph ($b\frac{1}{2}$) added, 1937, 305 § 1; section revised, 1949, 34 § 1. (See 1937, 305 § 2; 1949, 34 § 2.)

SECT. 56A added, 1941, 60 (relative to the location of scales and other weighing devices used in weighing food sold at retail by weight).

Chapter 99. — The Metric System of Weights and Measures.

SECT. 1 amended, 1939, 261 § 20.

SECT. 3 amended, 1939, 261 § 21.

SECT. 4 amended, 1939, 261 § 22.

Chapter 100. — Auctioneers.

SECT. 1, paragraph added at end, 1936, 209 § 1.

SECT. 2 revised, 1941, 81; 1948, 550 § 11; 1949, 297 § 3.

SECT. 5 amended, 1932, 156 § 1.

SECT. 6 revised, 1948, 550 § 12; 1949, 297 § 4.

SECT. 14 revised, 1932, 156 § 2; 1948, 550 § 13; 1949, 297 § 5.

SECT. 16 revised, 1932, 156 § 3.

SECTS. 18-21 added, 1936, 209 § 2 (relative to bankruptcy auctions and other auctions of similar type and relative to certain fraudulent practices at auctions).

SECT. 18 revised, 1948, 550 § 14; 1949, 297 § 6.

Chapter 101. — Transient Vendors, Hawkers and Pediers.

SECT. 1, second paragraph revised, 1936, 218; section amended, 1941, 490 § 21.

SECT. 2 amended, 1948, 372.

SECT. 3 amended, 1939, 261 § 23; 1941, 490 § 22; second sentence revised, 1948, 493 § 1. (See 1948, 493 § 5.)

SECT. 5 amended, 1933, 254 § 64. (See 1933, 254 § 66.)

SECT. 6A added, 1938, 85 (providing that applications for transient vendors' licenses shall contain irrevocable power of attorney for service of process, and providing for service of process under authority thereof).

SECT. 15 amended, 1937, 214; revised, 1937, 333.

SECT. 16 revised, 1935, 42; amended, 1937, 130.

SECT. 19 amended, 1934, 114; 1937, 73.

SECT. 22, sentence added at end, 1948, 493 § 2. (See 1948, 493 § 5.)

SECT. 23, sentence added at end, 1948, 493 § 3. (See 1948, 493 § 5.)

SECT. 24 amended, 1936, 74; 1945, 493 § 1; sentence added at end, 1948, 493 § 4. (See 1945, 493 § 2; 1948, 493 § 5.)

SECT. 27 amended, 1941, 490 § 23.

SECT. 30 amended, 1934, 77.

SECT. 32 amended, 1941, 490 § 24.

SECT. 33 amended, 1945, 160.

Chapter 102. — Shipping and Seamen, Harbors and Harbor Masters.

SECT. 15 revised, 1932, 232 § 1.

SECT. 15A added, 1932, 232 § 2 (penalty for improper operation of motor and other boats).

SECT. 17 revised, 1932, 57.

Chapter 105. — Public Warehouses.

SECT. 1 amended, 1935, 310 § 1.

SECTS. 2A and 2B added, 1935, 122 § 1 (relative to the termination of liability of sureties on bonds furnished by public warehousemen). (See 1935, 122 § 3.)

SECT. 2C added, 1947, 499 (authorizing the keeping and maintenance of certain public warehouses without a license).

SECT. 6 revised, 1935, 122 § 2. (See 1935, 122 § 3.)

SECT. 9, clause (h) revised, 1935, 310 § 2.

SECT. 26 amended, 1948, 145.

SECT. 33, paragraph added at end, 1946, 172.

Chapter 107. — Money and Negotiable Instruments.

SECT. 5 revised, 1947, 55.

SECT. 31 amended, 1941, 215.

SECT. 111A added, 1947, 167 (relative to the time for payment by banks of checks and other instruments).

Chapter 107A. — Assignments of Accounts Receivable.

New chapter inserted, 1945, 141 § 1. (See 1945, 141 § 2.)

Chapter 108A. — Partnerships.

SECT. 34, first paragraph amended, 1932, 180 § 16.

Chapter 110. — Labels, Trade Marks, Names and Registration thereof.

SECT. 4B added, 1946, 169 § 1 (penalizing the use for trade purposes of the words "Army", "Navy" and other words denoting branches of the United States Government); amended, 1948, 466. (See 1946, 169 § 3.)

SECT. 5 revised, 1948, 550 § 15.

SECT. 7A added, 1947, 307 (authorizing injunctive relief in certain cases of trade mark infringement or unfair competition).

SECT. 17 revised, 1948, 550 § 16.

SECT. 21 amended, 1934, 373 § 5; revised, 1948, 550 § 17.

SECT. 26 amended, 1946, 169 § 2.

Chapter 110A. — Promotion and Sale of Securities.

Chapter stricken out and new chapter inserted, 1932, 290 § 1. (See 1932, 290 §§ 3, 4.)

The following references are to the new chapter 110A:

SECT. 2, paragraph (a) revised, 1939, 442 § 4; paragraph (c) amended, 1936, 316; 1938, 445 § 2; paragraph (f) revised, 1938, 445 § 3.

SECT. 3, paragraph (*i*¹/₂) inserted, 1945, 288 § 1; last paragraph revised, 1945, 288 § 2.

SECT. 4, paragraph (g) revised, 1938, 445 § 4; paragraph (j) added, 1938, 445 § 5.

SECT. 5, paragraph inserted before the last paragraph, 1938, 445 § 6.

SECT. 9, last sentence stricken out, 1938, 445 § 7.

SECT. 10, fourth sentence stricken out and two new sentences inserted, 1938, 445 § 8.

SECT. 11A added, 1938, 445 § 9 (regulating the sale by a corporation of its securities to employees). [For prior legislation, see General Laws, chapter 155 § 23A, repealed by 1938, 445 § 13.]

SECT. 12 revised, 1938, 445 § 10; last paragraph amended, 1939, 442 § 5.

SECT. 12A added, 1938, 445 § 11 (relative to the modifying or annulling by the commission of orders or findings made by the director of the securities division and to review of such action); repealed, 1939, 442 § 6.

SECT. 13 amended, 1936, 68.

SECT. 18 revised, 1938, 445 § 12.

Chapter 111. — Public Health.

For temporary legislation providing for a dental research program for the training of feminine personnel, see 1949, 473.

SECT. 1, paragraph added at end, 1938, 265 § 6.

SECT. 3 revised, 1946, 152.

SECT. 5, paragraph added at end, 1941, 388; same paragraph revised, 1945, 615.

SECT. 5A added, 1941, 612 (relative to the preparation and distribution by the department of public health of products applicable to the prevention or cure of diseases of man).

SECT. 6 revised, 1938, 265 § 7; sentence added at end, 1948, 129 § 1.

SECT. 11 revised, 1934, 328 § 1.

SECT. 12 revised, 1943, 331 § 1.

SECT. 13, last sentence revised, 1943, 331 § 2.

SECT. 15 amended, 1934, 340 § 7. (See 1934, 340 § 18.)

SECT. 16 amended, 1934, 340 § 8. (See 1934, 340 § 18.)

SECT. 17 amended, 1937, 340.

SECT. 20 revised, 1947, 76.

SECT. 24 amended, 1937, 365; revised, 1939, 234; 1945, 292 § 10.

SECT. 26 revised, 1946, 268 § 1.

SECTS. 26A–26E added, 1946, 268 § 2 (relative to the replacement of a board of health of a city by a health department).

SECT. 27A revised, 1932, 209.

SECT. 31 amended, 1937, 285.

SECT. 31A stricken out, and new sections 31A and 31B inserted, 1937, 282.

SECT. 31A, paragraph added at end, 1945, 423.

SECTS. 34–43 and 46–49, and the caption preceding section 34, repealed, 1937, 362 § 6. (See 1937, 362 §§ 1–5, 7.)

SECT. 51 revised, 1943, 16 § 1.

SECT. 53 amended, 1943, 16 § 2.

SECT. 54 amended, 1943, 16 § 3.

SECT. 57A added, 1943, 436 § 1 (permitting the department of public health to establish and maintain cancer clinics). (See 1943, 436 § 2.)

SECT. 65A amended, 1936, 346 § 1; 1941, 506; revised, 1948, 412. (See 1936, 346 § 2.)

SECT. 65B added, 1945, 453 (providing for the admission of children suffering from rheumatic heart disease to the North Reading state sanatorium).

SECT. 66 amended, 1934, 219; first sentence revised, 1947, 630. (See 1936, 346 § 2.)

SECT. 66A added, 1937, 392 (permitting the admission to state sanatoria and county tuberculosis hospitals, for purposes of diagnosis and observation, of certain patients with diseases of the lungs other than recognizable tuberculosis).

SECTS. 67A-67D added, under caption "CARE OF CERTAIN INFANTS PREMATURELY BORN", 1937, 332.

SECT. 67A revised, 1939, 246 § 1; 1949, 601 § 1.

SECT. 67B revised, 1949, 601 § 2.

SECT. 67C revised, 1939, 246 § 2; amended, 1945, 535; revised, 1949, 601 § 3.

SECT. 69A amended, 1936, 337 § 1.

SECT. 69C amended, 1936, 337 § 2.

SECT. 70 amended, 1941, 194 § 5, 389 § 1; 1945, 291.

SECTS. 71-73 stricken out and sections 71-72A and 73 inserted, 1941, 661 § 1. (See 1941, 661 § 2.)

SECT. 71, sentence inserted after first sentence, 1945, 527; fifth sentence amended, 1945, 521.

SECTS. 71-72A and 73 stricken out and new sections 71-72A and 73 inserted, 1948, 618 § 1. (See 1948, 618 § 3.)

SECT. 74 amended, 1941, 72.

SECTS. 78-90 affected (as to district of Chelsea, Revere and Winthrop), 1934, 78.

SECT. 78 revised, 1946, 310 § 1. (See 1945, 505.)

SECT. 79 revised, 1936, 343.

SECT. 83A added, 1933, 318 § 6 (relative to the indemnification or protection of officers and employees of tuberculosis hospital districts in connection with actions for personal injuries arising out of the operation of vehicles owned by such districts); amended, 1934, 291 § 5. (See 1933, 318 § 9; 1934, 291 § 6.)

SECT. 85, first sentence revised, 1943, 414 § 1; section revised, 1943, 500 § 1. (See 1943, 500 § 3.)

SECT. 85A revised, 1932, 65.

SECT. 87 amended, 1945, 398 § 1.

SECT. 87A added, 1945, 398 § 2 (providing that trustees of Bristol county tuberculosis hospital shall be appointed by the governor). (See 1945, 398 §§ 4, 5.)

SECT. 88 revised, 1943, 500 § 2; 1946, 310 § 2. (See 1943, 500 § 3.)

SECT. 88A added, 1943, 500 § 2 (relative to charges for the support of patients in county tuberculosis hospitals); revised, 1946, 310 § 3. (See 1943, 500 § 3.)

SECT. 96 revised, 1938, 265 § 8.

SECT. 96A added, 1938, 265 § 9 (regulating the transportation to another town of a person infected with a disease dangerous to public health).

SECT. 97 revised, 1938, 265 § 10.

SECT. 104 revised, 1938, 265 § 11.

SECT. 107 revised, 1938, 265 § 12.

SECT. 109 revised, 1938, 265 § 13.

SECT. 109A added, 1936, 115 (relative to the treatment of infants' eyes at time of birth); amended, 1943, 46.

SECT. 110, second sentence amended, 1932, 180 § 17.

SECT. 111 revised, 1938, 265 § 14; second paragraph revised, 1948, 129 § 2.

SECT. 112 amended, 1938, 265 § 15.

SECT. 113 revised, 1938, 265 § 16.

SECT. 116, sentence in lines 24-32 amended, 1943, 275 § 1.

SECT. 116A added, under caption "CHRONIC RHEUMATISM", 1937, 393 (providing for the hospitalization of patients with chronic rheumatism).

SECT. 117 revised, 1935, 155; 1937, 391; amended, 1948, 129 § 3.

SECT. 118 amended, 1933, 44; 1948, 129 § 4.

SECT. 119 amended, 1948, 129 § 5.

SECT. 120 repealed, 1948, 120.

SECT. 121 revised, 1945, 555; first two sentences revised, 1948, 129 § 6.

SECT. 121A added, 1939, 407 (requiring a serological test for syphilis of pregnant women).

SECT. 122A added, 1947, 148 (increasing the powers of boards of health with respect to the supplying of water for domestic purposes in places of habitation and in places where the public is furnished food or drink).

SECT. 124, first sentence revised, 1949, 280.

SECT. 127 revised, 1937, 339.

SECT. 128, two paragraphs added at end, 1943, 468; first of said paragraphs amended, 1947, 631 § 2; paragraph inserted after same paragraph, 1947, 631 § 2.

SECT. 128A added, 1949, 156 § 1 (relative to the filling and levelling of sites of demolished or removed buildings).

SECT. 141 revised, 1937, 278.

SECT. 143 revised, 1933, 269 § 2; 1948, 480 § 1.

SECT. 147 amended, 1948, 480 § 2.

SECT. 151 amended, 1943, 332 § 9.

SECT. 154 amended, 1934, 340 § 9. (See 1934, 340 § 18.)

SECT. 173A added, 1938, 293 (extending the jurisdiction of certain police officers employed to protect public sources of water supply from pollution).

SECT. 173B added, 1943, 84 (authorizing water commissioners and others to enter premises within the watersheds of certain sources of supply).

SECT. 175 revised, 1941, 353.

SECTS. 176-180 repealed, 1938, 265 § 17.

SECT. 184A added, 1939, 344 (authorizing the state department of public health to issue certificates of approval relative to bacteriological laboratories); second paragraph amended, 1946, 155 § 1; paragraph added at end, 1946, 155 § 2.

SECT. 185A added, 1945, 543 § 2 (relative to the furnishing of certain material for use in determining and recording the physical condition of school children).

Chapter 112. — Registration of Certain Professions and Occupations.

SECT. 2, second sentence revised, 1933, 171 § 1, 1936, 247 § 1; three paragraphs added at end of section, 1936, 247 § 2; section amended, 1938, 210; paragraph added at end, 1939, 415 § 1; section revised, 1939, 451 § 37; amended, 1941, 722 § 9; second sentence stricken out and four sentences inserted, 1945, 396 § 1; fifth and sixth sentences (as appearing in 1939, 451 § 37) revised, 1948, 28; third paragraph revised, 1945, 396 § 2; paragraph inserted after fourth paragraph, 1948, 413; paragraph added at end, 1946, 365. Affected, 1938, 259; 1948, 221. See 1933, 171 § 2; 1936, 247 §§ 3-6; 1939, 415 §§ 3, 4.)

SECT. 2A amended, 1945, 396 § 3.

SECT. 5 revised, 1937, 425 § 12. (See 1937, 425 § 15.)

SECT. 8 revised, 1948, 550 § 18.

SECT. 9 revised, 1933, 152; 1945, 186.

SECT. 12 amended, 1948, 129 § 7.

SECT. 12A amended, 1943, 41.

SECT. 13 amended, 1937, 425 § 2. (See 1937, 425 § 15.)

SECT. 14 amended, 1937, 425 § 3. (See 1937, 425 § 15.)

SECT. 15 amended, 1937, 425 § 4. (See 1937, 425 § 15.)

SECT. 16 revised, 1937, 425 § 5; 1948, 557. (See 1937, 425 § 15.)

SECT. 17 revised, 1937, 425 § 6. (See 1937, 425 § 15.)

SECT. 17A added, 1937, 425 § 7 [defining certain duties of the board of registration in chiropody (podiatry)]. (See 1937, 425 § 15.)

SECT. 18 amended, 1937, 425 § 8. (See 1937, 425 § 15.)

SECT. 19 amended, 1937, 425 § 9. (See 1937, 425 § 15.)

SECT. 20 amended, 1937, 425 § 10. (See 1937, 425 § 15.)

SECT. 21 amended, 1937, 425 § 11; revised, 1948, 550 § 19. (See 1937, 425 § 15.)

SECT. 23 repealed, 1937, 425 § 13. (See 1937, 425 § 15.)

SECT. 24 amended, 1932, 227; 1933, 126; 1937, 343 § 1; revised, 1941, 52 § 1; amended, 1945, 502 § 1. (See 1941, 52 § 2; 1943, 165; 1945, 502 §§ 2, 4.) Temporarily affected, 1948, 631.

SECT. 24A added, 1945, 502 § 3 (relative to registrations and renewal of registrations as pharmacists and assistant pharmacists). (See 1945, 502 § 4.)

SECT. 24B added, 1946, 194 (relative to standards for schools and colleges of pharmacy); revised, 1947, 503.

SECT. 27 revised, 1934, 328 § 2; amended, 1937, 343 § 2.

SECT. 30 amended, 1937, 343 § 3.

SECT. 32 amended, 1934, 328 § 3.

SECT. 34 amended, 1934, 328 § 4.

SECT. 35 amended, 1934, 328 § 5; 1935, 306; 1937, 343 § 4; revised, 1948, 539 § 1.

SECT. 36 revised, 1934, 328 § 6.

SECTS. 36A-36D added, 1948, 539 § 2 (relative to the licensing of persons engaged in the sale, distribution or delivery, at wholesale, of drugs and medicines).

SECT. 38 revised, 1934, 236.

SECT. 39 amended, 1939, 138.

SECT. 40 amended, 1934, 328 § 6A; 1937, 343 § 5.

SECT. 42A added, 1937, 343 § 6 (relative to the retail drug business and pharmacy).

SECTS. 43-53 temporarily affected, 1949, 473.

SECT. 45, second sentence amended, 1932, 180 § 18; paragraph added at end, 1939, 415 § 2; section revised, 1949, 564 § 1. (See 1939, 415 § 3; 1948, 221.)

SECT. 45A amended, 1949, 564 § 2.

SECT. 46, clause Third amended, 1934, 108.

SECT. 49 revised, 1948, 270.

SECT. 50 amended, 1935, 344; revised, 1949, 333.

SECT. 51 revised, 1949, 576.

SECT. 52 revised, 1948, 123.

SECTS. 52A and 52B added, 1934, 281 (relative to methods and practices of dentists and dental hygienists).

SECT. 52A revised, 1937, 253.

SECT. 53 amended, 1949, 564 § 3.

SECT. 55 amended, 1937, 66; revised, 1939, 251 § 1; first paragraph amended, 1945, 724. (See 1939, 251 §§ 2, 3, 4; 1945, 711.)

SECT. 59 revised, 1948, 224.

SECTS. 60A-60J added under caption "REGISTRATION OF ARCHITECTS", 1941, 696 § 2. (See 1941, 696 §§ 3, 4.)

SECT. 60A, preliminary paragraph amended, 1945, 265 § 2.

SECT. 60C, clause (c) revised, 1943, 167.

SECTS. 60K-60M added, 1945, 265 § 1 (further regulating the practice of architecture).

SECTS. 66-73 stricken out, and new sections 66-73 inserted, 1934, 339 § 2.

SECT. 69 revised, 1949, 463.

SECT. 70 revised, 1948, 550 § 20.

SECT. 72 amended, 1938, 434 § 1. (See 1938, 434 § 4.)

SECT. 73 amended, 1938, 434 § 2. (See 1938, 434 § 4.)

SECT. 73A added, 1937, 287 § 1 (regulating advertising in connection with the sale of eyeglasses, lenses or eyeglass frames). (See 1937, 287 § 2.)

SECT. 73B added, 1938, 434 § 3 (further regulating optometrists with respect to premises where practice may be carried on and to the sharing of their fees). (See 1938, 434 § 4.)

SECTS. 74-81 stricken out, and new sections 74-81C added, 1941, 620 § 3. (See 1941, 620 §§ 1, 4-12.)

SECT. 74, third sentence amended, 1948, 108.

SECTS. 81A-81Q inserted under caption "REGISTRATION OF PROFESSIONAL ENGINEERS AND OF LAND SURVEYORS", 1941, 643 § 2. (See 1941, 643 §§ 3-5.)

SECT. 81A, as so inserted, amended and renumbered 81D, 1941, 722 § 9A.

SECT. 81L amended, 1941, 722 § 9B.

SECTS. 81B-81Q, inclusive, inserted by 1941, 643 § 2, renumbered 81E-81T, inclusive, 1941, 722 § 9C.

SECTS. 82-87, and caption before said section 82, stricken out, and new sections 82-87 inserted, under caption "REGISTRATION OF EMBALMERS AND FUNERAL DIRECTORS", 1936, 407 § 3. (See 1936, 407 §§ 5-8.)

SECT. 82, definition of "Apprentice" inserted, 1945, 596 § 1; definition of "Funeral directing", revised, 1939, 160 § 1.

SECT. 83, third paragraph amended, 1939, 160 § 4; section revised, 1945, 596 § 2; 1948, 491.

SECT. 85 amended, 1941, 232.

SECT. 87 amended, 1937, 13; 1939, 160 § 2.

SECTS. 87F-87S. See 1937, 184.

SECT. 87F, paragraph contained in lines 4-9 revised, 1934, 260 § 1; "Instructor" and "Apprentice" defined, 1948, 579 § 1.

SECT. 87H, four sentences added at end, 1934, 260 § 2; section amended, 1936, 314 § 1; second paragraph amended, 1937, 94; same paragraph revised, 1941, 619 § 1. (See 1941, 619 § 2.)

SECT. 87I amended, 1936, 314 § 2; revised, 1948, 579 § 2.

SECT. 87K, paragraph added at end, 1936, 314 § 3.

SECT. 87M amended, 1936, 314 § 4.

SECT. 87O amended, 1933, 149 § 2. (See 1933, 149 § 3.)

SECT. 87P amended, 1934, 260 § 3.

SECT. 87R amended, 1936, 314 § 5.

SECTS. 87T-87JJ added, under caption "REGISTRATION OF HAIRDRESSERS", 1935, 428 § 2. (See 1935, 428 §§ 6, 7.)

SECT. 87T, definition of "Apprentice" stricken out and definition of "Instructor" added, 1941, 626 § 1; definition of "shop" revised, 1941, 626 § 2; section revised, 1943, 565 § 1.

SECT. 87U amended, 1937, 385 § 2; revised, 1941, 626 § 3; amended, 1949, 345.

SECT. 87V amended, 1937, 385 § 3; revised, 1941, 626 § 4; 1943, 565 § 2.

SECT. 87W amended, 1937, 385 § 4; revised, 1941, 626 § 5; 1943, 565 § 3; sentence added at end, 1946, 550 § 2.

SECT. 87X revised, 1941, 626 § 6; 1943, 565 § 4.

SECT. 87Y revised, 1949, 579.

SECT. 87Z amended, 1937, 385 § 5; revised, 1943, 565 § 5.

SECT. 87AA revised, 1941, 626 § 7; 1943, 565 § 6.

SECT. 87BB amended, 1937, 385 § 6; revised, 1943, 565 § 7.

SECT. 87CC revised, 1941, 626 § 8; 1943, 565 § 8; first paragraph amended, 1948, 347.

SECT. 87DD revised, 1943, 565 § 9.

SECT. 87EE revised, 1937, 385 § 7.

SECT. 87GG revised, 1941, 626 § 9; 1943, 565 § 10; sentence added at end, 1946, 550 § 3.

SECT. 87II amended, 1937, 385 § 8; revised, 1941, 626 § 10; 1943, 565 § 11.

SECT. 87JJ revised, 1941, 626 § 11; 1943, 565 § 12.

SECT. 88, clause (3) amended, 1941, 626 § 13.

Chapter 113. — Promotion of Anatomical Science.

SECT. 1 amended, 1941, 351 § 7.

Chapter 114. — Cemeteries and Burials.

SECT. 1 amended, 1936, 319 § 1. (See 1936, 319 § 7.)

SECT. 6 amended, 1936, 319 § 2. (See 1936, 319 § 7.)

SECT. 7 revised, 1936, 319 § 3. (See 1936, 319 § 7.)

SECT. 8 revised, 1936, 319 § 4. (See 1936, 319 § 7.)

SECT. 9 amended, 1936, 319 § 5. (See 1936, 319 § 7.)

SECT. 19 revised, 1948, 550 § 48. (See 1948, 550 § 51.)

SECT. 20, sentence added at end, 1948, 550 § 49. (See 1948, 550 § 51.)

SECT. 24 revised, 1948, 550 § 50. (See 1948, 550 § 51.)

SECT. 25 amended, 1934, 85 § 1. (See 1934, 85 § 2.)

SECTS. 43A-43N added, under caption "MISCELLANEOUS PROVISIONS", 1936, 319 § 6 (relative to the ownership, maintenance and operation of cemeteries and crematories and to the disposal of dead human bodies). (See 1936, 319 § 7.)

SECT. 43O added, 1948, 497 (prohibiting the sale of monuments for cemetery lots by certain corporations).

SECT. 46A added, 1949, 604 (relative to permits for the burial or other disposition of the bodies of deceased veterans).

SECT. 49 revised, 1936, 407 § 4; last paragraph amended, 1939, 160 § 3. (See 1936, 407 §§ 5-8.)

Chapter 115. — Veterans' Benefits (former title, State and Military Aid, Soldiers' Relief, etc.).

For legislation providing for payments for the benefit of soldiers and sailors serving in the present war, see 1942, 11; 1943, 211; 1945, 366; 1946, 584.

SECT. 1, paragraph in third line revised, 1943, 455 § 3; 1945, 393 § 7.

SECT. 2A added, 1932, 113 (requiring the furnishing of information to the commissioner of state aid and pensions by certain banks and other depositories relative to certain deposits therein); paragraph added at end, 1943, 455 § 4.

SECT. 6, first paragraph amended, 1945, 633 § 1; fourth paragraph amended, 1943, 455 § 5; sixth paragraph amended, 1943, 455 § 6; twelfth paragraph amended, 1945, 633 § 2; sixteenth paragraph amended, 1943, 455 § 7.

SECT. 7 amended, 1937, 273 § 1; revised, 1938, 316 § 1.

SECT. 9 amended, 1943, 455 § 8.

SECT. 10, second paragraph amended, 1943, 455 § 9; 1945, 633 § 3.

SECT. 12A added, 1933, 363 (making certain Massachusetts veterans receiving hospital treatment outside the commonwealth eligible to receive military aid).

SECT. 15 amended, 1932, 106.

SECT. 17, first paragraph amended, 1936, 77; 1939, 295; paragraph added, 1932, 63; section revised, 1945, 633 § 4.

SECT. 18, sentence added at end of first paragraph, 1933, 323; paragraph added at end, 1932, 270.

SECT. 19 amended, 1932, 250; 1934, 336 § 1; 1937, 273 § 2; revised, 1938, 316 § 2; amended, 1943, 455 § 10.

SECT. 20 amended, 1932, 251; 1934, 336 § 2; revised, 1943, 455 § 11; amended, 1945, 633 § 5.

SECT. 21 amended, 1943, 455 § 12.

SECT. 24 revised, 1945, 374 § 1. (See 1945, 374 § 2.)

Chapter stricken out, and new chapter (with new title) inserted, 1946, 584 § 1. (See 1946, 584, §§ 2, 21, 22.) The following references are to chapter 115 as so inserted:

SECT. 1, paragraph 6 revised, 1948, 510; paragraph 7 added, 1947, 444.

SECT. 2, seventh paragraph revised, 1948, 535 § 1.

SECT. 3A added, 1948, 96 § 1 (providing for the use of photostatic copies of discharge papers of veterans in certain cases). (See 1948, 96 § 2.)

SECT. 5 revised, 1948, 535 § 2; last paragraph revised, 1949, 599.

SECTS. 6A-6C added, 1949, 660 (providing for payment of annuities to certain paraplegic veterans).

SECT. 7, first sentence revised, 1948, 535 § 3; sentence added at end, 1949, 500.

SECT. 8, last sentence revised, 1948, 535 § 4; section revised, 1948, 648.

SECTS. 10-14 added, 1946, 599 § 1 (relative to local departments of veterans' services). (See 1946, 599 §§ 2, 3; 1947, 1.)

SECT. 10, second paragraph revised, 1948, 229.

SECT. 15 added, 1948, 415 (providing for audit of accounts of districts formed to establish departments of veterans' services).

Chapter 116. — Settlement.

SECT. 1, clause Fifth amended, 1943, 455 § 13.

SECT. 2 revised, 1933, 213; amended, 1943, 379; 1946, 584 § 4. (See 1946, 584 § 22.)

SECT. 4 revised, 1946, 584 § 5. (See 1946, 584 § 22.)

SECT. 5 amended, 1943, 455 § 14; revised, 1946, 584 § 6; amended, 1948, 624 § 1. (See 1946, 584 § 22; 1948, 624 § 2.)

Chapter 117. — Support by Cities and Towns.

SECT. 1 amended, 1934, 124.

SECT. 2A added, 1933, 181 (authorizing local boards of public welfare to aid needy persons in the cultivation of vegetable gardens).

SECT. 3A added, 1937, 277 (protecting needy persons from the public view while applying for public relief and support).

SECT. 3B added, 1939, 127 (prohibiting local boards of public welfare from making the institution of ejectment proceedings a prerequisite to the payment by them of rent owed for dwellings by certain persons on welfare relief).

SECT. 5 amended, 1937, 125; revised, 1948, 581 § 1.

SECT. 6 revised, 1936, 108.

SECT. 6A added, 1938, 211 (preventing discrimination against certain persons with respect to the payment of welfare relief).

SECT. 13, new sentence added at end, 1941, 608.

SECT. 14 revised, 1937, 113; amended, 1938, 275; 1939, 39 § 1. (See 1939, 39 § 2.)

SECT. 16 repealed, 1936, 328.

SECT. 17 amended, 1939, 370; 1941, 351 § 8; last sentence revised, 1945, 668 § 2. (See 1939, 454 § 21.)

SECT. 18 amended, 1934, 45; 1938, 425; revised, 1941, 351 § 9. (See 1939, 454 § 21.)

SECT. 18A added, 1938, 465 (relative to the payment by cities and towns of the expense of the funeral and burial of certain poor and indigent persons); paragraph added at end, 1945, 668 § 1.

SECT. 19, paragraph added at end, 1937, 86.

SECT. 21 amended, 1941, 196.

SECT. 24 revised, 1935, 164; sentence added at end, 1943, 481.

SECT. 30, first sentence revised, 1948, 581 § 2.

SECT. 35 amended, 1932, 180 § 19.

SECTS. 44-46 added, 1938, 476 (authorizing the establishment of public welfare districts in cities and towns).

Chapter 118. — Aid to Dependent Children (former title, Aid to Mothers with Dependent Children).

The following reference is to chapter 118, as appearing in the Tercentenary Edition:

SECT. 1 revised, 1935, 494 § 2. (See 1935, 494 § 1.)

Chapter stricken out and new chapter (with new title) inserted, 1936, 413 § 1. (See 1936, 413 § 2.)

The following references are to chapter 118, as inserted by 1936, 413 § 1:

SECT. 1 amended, 1939, 487.

SECT. 2 amended, 1941, 593 § 1; 1943, 97; 1945, 412; sentence inserted after fourth sentence, 1945, 532 § 1; section revised, 1946, 415; 1948, 418.

SECT. 2A added, 1945, 567 (relative to certain persons in families receiving aid under the law providing aid to dependent children).

SECT. 4A added, 1943, 117 (permitting recipients of aid to dependent children, so-called, to leave the commonwealth without suspension of such aid); paragraph added at end, 1945, 458 § 1.

SECT. 5 revised, 1941, 593 § 2; two sentences added at end, 1949, 613 § 1.

SECT. 6 revised, 1941, 405; two sentences added at end, 1943, 491. (See 1939, 454 § 21.)

SECT. 8 revised, 1939, 248.

SECT. 9 amended, 1946, 584 § 7. (See 1946, 584 § 22.)

Chapter 118A. — Adequate Assistance to Certain Aged Citizens.

The following references are to chapter 118A, as appearing in the Tercentenary Edition:

SECT. 1 amended, 1933, 219; revised, 1933, 328; amended, 1935, 494 § 3. (See 1934, 374 § 3, subsection 15; 1935, 494 § 1.)

SECT. 2A added, 1933, 285 (providing for appeals by persons aggrieved by failure of cities and towns to render old age assistance).

SECT. 3 revised, 1932, 259 § 3.

Chapter stricken out and new chapter 118A inserted, 1936, 436 § 1. (See 1936, 436 § 4.)

The following references are to chapter 118A, as inserted by 1936, 436 § 1:

SECT. 1 amended, 1937, 440 § 1; last sentence amended, 1938, 274; section revised, 1941, 729 § 1; 1943, 489 § 1; fourth sentence amended, 1948, 433; last sentence of first paragraph amended, 1945, 683 § 1; paragraph inserted after first paragraph, 1948, 638; paragraph inserted after second paragraph, 1949, 796 § 1; paragraph added at end, 1943, 506; same paragraph revised, 1945, 532 § 2; paragraph inserted before said paragraph, 1945, 441. (See 1941, 729 § 15; 1945, 683 § 4; 1949, 796 §§ 2, 3.)

SECT. 2 revised, 1937, 440 § 2; amended, 1941, 597 § 1; revised, 1941, 729 § 2; 1943, 489 § 2; 1945, 683 § 2. (See 1941, 729 § 15; 1945, 683 § 4.)

SECT. 2A added, 1941, 729 § 3 (relative to the liability of children to contribute to the support of aged parents); revised, 1943, 489 § 3; 1945, 683 § 3. (See 1941, 729 § 15; 1945, 683 § 4.)

SECT. 3 revised, 1937, 440 § 3; last sentence revised, 1938, 285; section revised, 1939, 481.

SECT. 4 amended, 1938, 467; amended, 1941, 729 § 4; revised, 1943, 512. (See 1941, 729 §§ 14, 15.)

SECT. 4A added, 1941, 729 § 5 (making a recipient of old age assistance liable to repay the same in certain cases); revised, 1948, 581 § 3. (See 1941, 729 § 15.)

SECT. 5 revised, 1938, 408; amended, 1941, 729 § 6; revised, 1946, 460; amended, 1949, 486. (See 1941, 729 § 15.)

SECT. 5A added, 1949, 622 (increasing the amount of bank deposits allowable to applicants for old age assistance).

SECT. 6A added, 1937, 165 (permitting recipients of old age assistance, so called, to leave the commonwealth without suspension of such assistance); amended, 1941, 729 § 7; revised, 1943, 470; paragraph added at end, 1945, 458 § 2; 1949, 627. (See 1941, 729 § 15.)

SECT. 8 amended, 1941, 729 § 8; two sentences inserted after third sentence, 1943, 490. (See 1939, 454 § 21; 1941, 729 § 15.)

SECT. 9 revised, 1945, 541 § 3; amended, 1946, 584 § 8. (See 1946, 584 § 22.)

SECT. 10 revised, 1941, 597 § 2; two sentences added at end, 1949, 613 § 2.

SECT. 11 added, 1941, 729 § 10 (establishing the old age assistance fund); amended, 1945, 684. (See 1941, 729 §§ 9, 9A, 15.)

Chapter 119. — Protection and Care of Children, and Proceedings against Them.

SECT. 1 revised, 1941, 629 § 1; 1946, 547 § 1.

SECT. 2 revised, 1941, 629 § 2; amended, 1946, 547 § 2.

SECT. 6 revised, 1941, 629 § 3; amended, 1946, 547 § 3.

SECT. 9 amended, 1941, 629 § 4.

SECT. 10 amended, 1941, 629 § 5.

SECT. 11 revised, 1946, 547 § 3A.

SECT. 12 revised, 1932, 180 § 20.

SECT. 13A added, 1945, 520 (relative to the responsibility of the board of public welfare in a town where an infant has seemingly been abandoned).

SECT. 14 revised, 1941, 629 § 6; amended, 1946, 547 § 4.

SECT. 22 amended, 1941, 351 § 10.

SECT. 28 amended, 1941, 629 § 7.

SECT. 29 amended, 1941, 629 § 8.

SECT. 47 amended, 1946, 448 § 1. (See 1946, 448 § 2.)

SECT. 47A added, 1943, 504 (relative to the payment of expenses for the support of certain neglected children).

SECT. 52, definition of "Delinquent child" amended, 1948, 310 § 3.*

SECT. 55, last paragraph revised, 1949, 593 § 6.

SECT. 56 revised, 1943, 244 § 1.

SECT. 58, paragraph inserted after third paragraph, 1941, 264 § 1; section revised, 1948, 310 § 4*; paragraph added at end, 1948, 385.

SECT. 58A amended, 1941, 194 § 6; revised, 1941, 327; 1947, 616; repealed, 1948, 310 § 5.*

SECT. 59, second paragraph stricken out, 1941, 648 § 1.

SECT. 60 stricken out and new sections 60 and 60A inserted, 1938, 174 § 1 (relative to the use of information and records in cases of waywardness or delinquency).

SECT. 60 amended, 1948, 310 § 6.*

SECT. 61 amended, 1948, 310 § 7.*

SECT. 63 revised, 1932, 95 § 1.

SECT. 65 amended, 1932, 95 § 2.

SECT. 66 revised, 1941, 648 § 2; 1943, 244 § 2.

SECT. 67 amended, 1941, 648 § 3; revised, 1943, 244 § 2.

SECT. 68 revised, 1943, 244 § 2; 1948, 310 § 8.*

SECT. 69 revised, 1943, 244 § 2.

SECT. 69A added, 1948, 310 § 9 (providing that courts and certain public officers and authorities shall make available to the youth service board information relative to cases committed to said board).*

SECT. 72 amended, 1947, 235; revised, 1948, 310 § 10*; amended, 1949, 595.

SECT. 73 revised, 1945, 202; amended, 1948, 310 § 11.*

SECT. 74 amended, 1933, 196 § 1; revised, 1948, 310 § 12.*

SECT. 75 amended, 1933, 196 § 2; revised, 1948, 310 § 13.*

SECT. 76 revised, 1948, 310 § 14.*

SECT. 77 revised, 1948, 310 § 15.*

SECT. 79 amended, 1948, 310 § 16.*

SECT. 80 revised, 1948, 310 § 17.*

SECT. 81 amended, 1948, 310 § 18.*

SECT. 82 amended, 1948, 310 § 19.*

SECT. 83 revised, 1948, 310 § 20.*

Chapter 120. — Youth Service Board and Massachusetts Training Schools (former title, Massachusetts Training Schools).

SECT. 20, first sentence revised, 1945, 147.

SECT. 21, first sentence amended, 1932, 180 § 21.

Chapter stricken out, and new chapter (with new title) inserted, 1948, 310 § 22. (See 1948, 310 §§ 30, 31.)

SECT. 6, paragraph (e) revised, 1949, 593 § 1.

SECT. 10A repealed, 1949, 593 § 2.

SECT. 12 amended, 1949, 593 § 3.

SECT. 13 amended, 1949, 593 § 4.

Chapter 121. — Powers and Duties of the Department of Public Welfare, and the Massachusetts Hospital School.

SECT. 4A added, 1941, 630 § 3 (relative to information concerning recipients of old age assistance and aid to dependent children); revised, 1945, 240 § 2.

SECT. 6 amended, 1941, 351 § 11; 1948, 310 § 25. (See 1948, 310 §§ 30, 31.)

SECT. 7 amended, 1941, 351 § 12; revised, 1941, 404; amended, 1948, 310 § 26. (See 1948, 310 §§ 30, 31.)

* See 1948, 310 §§ 30, 31.

SECT. 8A added, 1935, 311 § 2 (relative to funds received by the director of the division of aid and relief for the benefit of persons under the care and supervision of the department); revised, 1941, 523.

SECT. 8B added, 1941, 618 (relative to the disposition of certain unclaimed moneys held by the division of child guardianship for the benefit of certain wards thereof).

SECT. 9 amended, 1941, 351 § 13.

SECT. 9A added, 1934, 167 (relative to the interstate transportation of poor and indigent persons); sentence added at end, 1945, 458 § 3.

SECT. 12 amended, 1941, 351 § 14.

SECT. 13 amended, 1941, 351 § 15.

SECT. 15 amended, 1941, 351 § 16; repealed, 1948, 310 § 27. (See 1948, 310 §§ 30, 31.)

SECT. 22A repealed, 1948, 618 § 2. (See 1948, 618 § 3.)

SECT. 23 (and caption) amended, 1933, 364 § 2; section amended, 1935, 449 § 2; revised, 1935, 475 § 3. (See 1933, 364 § 8.)

SECT. 24 amended, 1933, 364 § 3. (See 1933, 364 § 8.)

SECT. 24A added, 1935, 449 § 2A (authorizing the acceptance and use by the state board of housing of grants of federal funds).

SECT. 24B added, 1935, 485 § 1 (authorizing the state board of housing to take land by eminent domain in order to aid or co-operate with the United States with respect to federal housing projects).

SECT. 25 revised, 1933, 364 § 4. (See 1933, 364 § 8.)

SECT. 26 amended, 1933, 364 § 5; revised, 1935, 475 § 4; amended, 1936, 211 § 6; 1947, 340 § 6. (See 1933, 364 § 8; 1936, 211 § 7.)

SECTS. 26A-26H added, 1933, 364 § 6 (relative to the powers and duties of the state board of housing, and to limited dividend corporations under its control.) (See 1933, 364 § 8.)

SECT. 26H revised, 1935, 449 § 3.

SECTS. 26A-26H repealed, 1945, 654 § 2.

SECTS. 26I-26BB, under caption "HOUSING AUTHORITIES", added, 1935, 449 § 5 (relative to the establishment, powers and duties, and discontinuance, of local housing authorities).

SECT. 26Q, subsection (c) added, 1935, 485 § 2 (authorizing local housing authorities to take land by eminent domain in order to aid or co-operate with the United States with respect to federal housing projects).

SECTS. 26I-26BB stricken out and new sections 26I-26II inserted, 1938, 484 § 1 (to relate the Massachusetts Housing Authority Law to the United States Housing Act of 1937). (See 1938, 484 § 2; 1941, 269 § 2; 1941, 317.)

SECT. 26W amended, 1943, 148.

SECT. 26AA, clause (d) stricken out and new clauses (d) and (e) inserted, 1941, 269 § 1.

SECT. 26BB, amended, 1941, 291.

SECT. 26DD revised, 1939, 26.

SECTS. 26I-26II stricken out and new sections 26I-26NN inserted, 1946, 574 § 1. (See 1946, 574 § 2.)

SECT. 26I amended, 1948, 200 § 1.

SECT. 26J, definition of "Housing board" or "board" revised, 1948, 260 § 4; definition of "Veterans" revised, 1948, 200 § 2; definitions of "Servicemen" and "Veterans" stricken out and definitions of "Service-man" and "Veteran" inserted, 1949, 760 § 1.

SECT. 26L, fourth sentence revised, 1949, 688.

SECT. 26FF, clause (c) revised, 1949, 760 § 2; clause (e) amended, 1948, 51; clause (f) revised, 1949, 760 § 3.

SECT. 26GG revised, 1949, 760 § 4.

SECT. 26KK, second paragraph revised, 1947, 486.

SECT. 26NN stricken out and sections 26NN-26QQ inserted, 1948, 200 § 3 (relative to state-aided projects).

SECT. 26NN, sentence inserted after first sentence, 1949, 742 § 1; subdivision (a), first paragraph revised, 1949, 742 § 2; third paragraph amended, 1949, 742 § 3; subdivision (b), first paragraph, sentence added at end, 1949, 713; second paragraph amended, 1949, 742 § 4; subdivision (d) added, 1949, 682 § 1. (See 1949, 682 § 2.)

SECT. 27 repealed, 1933, 364 § 7.

SECT. 31 amended, 1948, 559.

SECT. 39 amended, 1941, 351 § 17.

SECT. 40 amended, 1941, 656 § 13. (See 1941, 656 § 17.)

SECT. 42 amended, 1932, 180 § 22; 1941, 406.

Chapter 121A. — Urban Redevelopment Corporations.

New chapter inserted, 1945, 654 § 1.

SECT. 1, definition of "Decadent area" amended, 1947, 15.

SECT. 7, first two paragraphs revised, 1947, 487 § 1.

SECT. 7A added, 1946, 574 § 3 (relative to acquisition from housing authorities of sites for urban redevelopment).

SECT. 12, paragraph added at end, 1947, 487 § 2.

SECT. 18A added, 1946, 129 (authorizing savings banks to invest in urban redevelopment projects).

Chapter 122. — Tewksbury State Hospital and Infirmary (former title, State Infirmary).

SECT. 1 amended, 1941, 351 § 19; revised, 1941, 596 § 25.

SECT. 2 amended, 1941, 351 § 20.

SECT. 2A amended, 1941, 351 § 21.

SECTS. 2B-2E added, 1936, 295 (relative to Patients' Funds at the state infirmary and the disposition of unclaimed property and moneys represented by bank books belonging to former patients).

SECT. 2B amended, 1941, 351 § 22; revised, 1946, 331.

SECT. 2C amended, 1941, 351 § 23.

SECT. 2D revised, 1941, 351 § 24.

SECT. 2E revised, 1941, 351 § 25.

SECT. 3 amended, 1941, 351 § 26.

SECT. 4 amended, 1941, 351 § 27.

SECT. 5 amended, 1941, 351 § 28.

SECT. 6 amended, 1933, 345; 1941, 351 § 29.

SECT. 8 amended, 1941, 351 § 30.

SECT. 10 amended, 1941, 351 § 31.

SECT. 13 amended, 1941, 351 § 32.

SECT. 14 amended, 1941, 351 § 33.

SECT. 15 amended, 1936, 325; 1941, 351 § 34.

SECT. 16 amended, 1941, 351 § 35.

SECT. 17 amended, 1941, 351 § 36.

SECT. 18 amended, 1936, 378; 1941, 351 § 37; revised, 1941, 412; first sentence amended, 1943, 275 § 2; fourth sentence stricken out and two sentences inserted, 1943, 476; section revised, 1945, 583; fifth sentence amended, 1947, 618; revised, 1948, 546; 1949, 766. (See 1939, 454 § 21.)

SECT. 20 amended, 1941, 351 § 38.

SECT. 20A added, 1941, 201 (penalizing the unlawful possession, handling or consumption of certain things by inmates of said hospital and infirmary).

SECT. 23 amended, 1941, 351 § 39.

SECT. 24 revised, 1941, 191.

Chapter 123. — Commitment and Care of the Insane and Other Mental Defectives.

For legislation relative to the establishment of the Norfolk state hospital for the care of the criminal insane, see 1935, 421; 1939, 485; 1941, 194 §§ 20, 21, 722 §§ 12, 13.

SECT. 1, definition of "commissioner" and "department" revised, 1938, 486 § 7.

SECT. 4 revised, 1938, 486 § 8.

SECT. 8A added, 1935, 301 (providing for co-operation between the departments of mental diseases and public works relative to roads at state hospitals).

SECT. 10 amended, 1941, 490 § 25.

SECT. 13 revised, 1936, 286.

SECT. 15 amended, 1941, 656 § 14. (See 1941, 656 § 17.)

SECT. 16 revised, 1938, 486 § 9; amended, 1939, 500 § 1; 1947, 429 § 1. (See 1946, 324; 1947, 429 § 2.)

SECT. 16A amended, 1938, 486 § 10.

SECT. 19 repealed, 1935, 163.

SECT. 20A added, 1945, 311 (relative to commitment to the Veterans Administration or other agencies of the United States of certain war veterans for care and treatment).

SECT. 22 revised, 1941, 351 § 40, 706.

SECT. 22A amended, 1941, 194 § 7.

SECT. 25 amended, 1935, 314 § 3, 421 § 4. (See 1935, 421 § 6.)

SECT. 26 repealed, 1938, 486 § 11.

SECT. 28 revised, 1938, 486 § 12; 1945, 638.

SECT. 29 revised, 1938, 486 § 13.

SECT. 30 revised, 1938, 486 § 14.

SECT. 31 revised, 1938, 486 § 15.

SECT. 32 revised, 1933, 115; 1938, 486 § 16.

SECT. 35 revised, 1946, 33 § 1.

SECT. 36 revised, 1939, 500 § 12.

SECT. 37 revised, 1946, 33 § 2.

SECT. 39, sentence added at end, 1936, 291 § 1.

SECT. 39A amended, 1936, 291 § 2.

SECT. 39B added, 1932, 204 (relative to the disposition of unclaimed belongings at certain state hospitals, known as "patients' valuables"); revised, 1936, 291 § 3.

SECT. 39C added, 1933, 256 (relative to the disposition of moneys represented by certain bank books belonging to former patients of certain state hospitals); revised, 1936, 291 § 4.

SECT. 40 amended, 1939, 500 § 13.

SECT. 43 repealed, 1939, 500 § 2.

SECT. 45 amended, 1938, 486 § 17. (See 1938, 486 §§ 21, 22.)

SECT. 46 amended, 1938, 486 § 18. (See 1938, 486 §§ 21, 22.)

SECT. 47 revised, 1938, 486 § 19; 1945, 467. (See 1938, 486 §§ 21, 22.)

SECT. 49 amended, 1945, 451.

SECT. 50 revised, 1935, 314 § 4.

SECT. 52 amended, 1932, 85.

SECT. 53 revised, 1941, 645 § 1.

SECT. 56 repealed, 1939, 500 § 4.

SECT. 62 amended, 1941, 655 § 1.

SECT. 66, paragraph added at end, 1939, 500 § 6; first sentence amended, 1945, 24.

SECT. 66A amended, 1941, 194 § 8.

SECT. 69, sentence added at end, 1945, 227.

SECT. 73 revised, 1947, 194.

SECT. 77, first sentence amended, 1935, 314 § 5; section revised, 1939, 500 § 5.

SECT. 78, first sentence revised, 1935, 314 § 6.

SECT. 79, first sentence revised, 1935, 314 § 7; section revised, 1939, 500 § 7; amended, 1941, 216 § 1; revised, 1941, 645 § 2.

SECT. 80 amended, 1939, 500 § 8.

SECT. 82 amended, 1939, 500 § 9.

SECT. 84 revised, 1941, 481; amended, 1941, 490 § 26; revised, 1941, 722 § 10.

SECT. 86 amended, 1935, 314 § 8; revised, 1939, 500 § 10.

SECT. 86A added, 1947, 517 (providing for the reception in certain state institutions under the department of mental health of certain mentally ill children).

SECT. 87 amended, 1939, 500 § 11; revised, 1945, 454.

SECT. 88A revised, 1945, 25.

SECT. 89 revised, 1941, 216 § 3.

SECT. 89A amended, 1941, 194 § 9.

SECT. 89B amended, 1938, 254 § 1; 1941, 194 § 10.

SECT. 90, first sentence amended, 1932, 180 § 23.

SECT. 94A added, 1947, 681 (providing for the adjudication of restoration of soundness of mind).

SECT. 96 amended, 1941, 351 § 41; third paragraph revised, 1941, 398.

SECT. 100A amended, 1941, 194 § 11.

SECT. 102 revised, 1934, 15; paragraph added at end, 1938, 226; amended, 1947, 459; section amended, 1941, 344 § 3.

SECT. 105 revised, 1936, 130; first paragraph amended, 1945, 50; last paragraph amended, 1939, 54; 1941, 216 § 2.

SECT. 110 amended, 1937, 136.

SECT. 113 amended, 1941, 194 § 12; revised, 1943, 185 § 1; amended, 1947, 684 § 1; first sentence amended, 1948, 310 § 28. (See 310 §§ 30-31.)

SECT. 114 revised, 1943, 185 § 2; 1948, 310 § 29. (See 310 §§ 30-31.)

SECT. 115 revised, 1943, 185 § 3; 1946, 557 § 1; 1947, 684 § 2.

SECT. 116 revised, 1943, 185 § 4.

SECT. 117 amended, 1941, 655 § 2.

SECT. 117A added, 1936, 32 (providing in certain cases for the return to penal institutions of prisoners removed therefrom to departments for defective delinquents); revised, 1943, 185 § 5.

SECT. 118 revised, 1938, 254 § 2; 1943, 185 § 6; amended, 1945, 150; revised, 1946, 557 § 2; 1947, 684 § 3.

SECT. 118A added, 1947, 684 § 3 (relative to the parole of defective delinquents).

SECT. 119 revised, 1938, 254 § 3.

Chapter 123A. — Care, Treatment and Rehabilitation of Sexual Psychopaths.

New chapter inserted, 1947, 683.

Chapter 124. — Powers and Duties of the Department of Correction.

SECT. 1 amended, 1939, 451 § 38; 1941, 344 § 4.

SECT. 5 amended, 1941, 344 § 5.

SECT. 6 amended, 1936, 23 § 2; 1939, 451 § 39.

SECT. 7 amended, 1939, 451 § 40.

SECT. 8 amended, 1935, 48 § 1. (See 1935, 48 § 2.)

Chapter 125. — Penal and Reformatory Institutions of the Commonwealth.

SECT. 2 amended, 1941, 344 § 6.

SECT. 3 amended, 1941, 344 § 7.

SECT. 4 amended, 1932, 282 § 3; 1941, 344 § 8.

SECT. 4A added, 1939, 360 § 1 (changing the minimum age requirement for appointment of correction officers at certain state penal and reformatory institutions). (See 1939, 238 § 50.)

SECT. 6A added, 1945, 537 § 1 (establishing the office of treasurer at certain state penal and reformatory institutions). (See 1945, 537 § 5.)

SECT. 8 revised, 1948, 422.

SECT. 10 revised, 1937, 20 § 1. (See 1937, 20 § 2.)

SECT. 11 amended, 1935, 437 § 1. (See 1935, 437 § 8.)

SECT. 13 amended, 1936, 276; 1939, 360 § 2.

SECT. 14, third sentence stricken out, 1945, 537 § 2.

SECT. 22 revised, 1946, 591 § 44.

SECT. 26 amended, 1945, 537 § 3.

SECT. 29 revised, 1946, 591 § 45.

SECT. 30 amended, 1932, 180 § 24.

SECT. 34 revised, 1945, 537 § 4.

SECTS. 39-41 (and heading before said section 39) repealed, 1941, 344 § 9.

SECT. 46 repealed, 1941, 596 § 26.

SECT. 49 revised, 1936, 125.

Chapter 126. — Jails, Houses of Correction and Reformation, and County Industrial Farms.

SECT. 9A added, 1948, 469 (relative to the wearing of uniforms by certain officers and employees of county penal institutions).

SECT. 16 revised, 1937, 219 § 6.

SECT. 37 amended, 1936, 228.

Chapter 127. — Officers and Inmates of Penal and Reformatory Institutions, Paroles and Pardons.

SECT. 1 revised, 1941, 490 § 27.

SECT. 2 amended, 1941, 344 § 10.

SECT. 10 amended, 1936, 23 § 3; 1941, 656 § 15. (See 1941, 656 § 17.)

SECT. 11 revised, 1941, 344 § 11.

SECT. 12 amended, 1941, 344 § 12.

SECT. 14 amended, 1939, 200.

SECT. 16, last sentence stricken out, 1933, 77 § 1; section amended, 1941, 344 § 13; revised, 1948, 129 § 8.

SECT. 17 revised, 1933, 77 § 2.

SECT. 18 amended, 1933, 77 § 3.

SECT. 23 amended, 1941, 69.

SECT. 35 amended, 1941, 344 § 14.

SECT. 36 revised, 1941, 237 § 1.

SECT. 37 revised, 1941, 237 § 2.

SECT. 48A revised, 1946, 461 § 1.

SECT. 50 revised, 1941, 344 § 15.

SECT. 51 amended, 1941, 344 § 16.

SECT. 67A added, 1932, 252 § 1 (regulating the sale of prison made goods). (See 1932, 252 § 2.)

SECT. 71 revised, 1941, 344 § 17; 1946, 461 § 2.

SECT. 72 amended, 1941, 344 § 18; revised, 1941, 436 § 1. (See 1941, 436 § 2.)

SECT. 78 and sections 79–82 (and heading preceding said section 79) repealed, 1941, 344 § 19.

SECT. 84 amended, 1941, 490 § 28.

SECT. 87 amended, 1941, 344 § 20.

SECT. 90A revised, 1938, 65.

SECT. 96 amended, 1941, 351 § 42.

SECTS. 96A and 96B added, 1936, 383 (providing for the disposition of unclaimed money and property of former prisoners).

SECT. 96A amended, 1945, 290.

SECT. 97 revised, 1943, 113.

SECT. 109 repealed, 1941, 344 § 21.

SECT. 109B added, 1935, 113 § 1 (relative to the transfer of certain prisoners from the Massachusetts Reformatory to the State Prison). (See 1935, 113 § 2.)

SECT. 111A added, 1933, 169 (relative to transfers of defective delinquents and drug addicts from one institution to another under the department of correction).

SECT. 117 revised, 1941, 510 § 1; 1943, 120.

SECT. 118 revised, 1938, 456; amended, 1941, 351 § 43; revised, 1941, 510 § 2.

SECT. 123 amended, 1941, 510 § 3.

SECT. 125 amended, 1946, 148.

SECT. 127 amended, 1938, 71; 1941, 70; 1941, 690 § 5A; sentence added at end, 1945, 449 § 2. (See 1941, 690 §§ 8-10.)

SECT. 128 amended, 1939, 451 § 41; revised, 1941, 690 § 1. (See 1941, 690 §§ 8-10.)

SECT. 129 revised, 1937, 399 § 2. (See 1937, 399 §§ 3-6.)

SECT. 130 revised, 1938, 264 § 1; amended, 1941, 277. (See 1938, 264 § 2.)

SECT. 131 amended, 1939, 451 § 42.

SECT. 132 amended, 1939, 451 § 43.

SECT. 133 revised, 1933, 134 § 1; amended, 1939, 451 § 44. (See 1933, 134 § 2.)

SECT. 135 amended, 1939, 451 § 45.

SECT. 136 amended, 1939, 451 § 46.

SECT. 137 amended, 1939, 451 § 47; repealed, 1941, 344 § 22.

SECT. 137A amended, 1939, 451 § 48.

SECT. 138 amended, 1939, 451 § 49.

SECT. 139 amended, 1939, 451 § 50; revised, 1941, 344 § 23.

SECTS. 129-139 stricken out and new sections 129-136 and 136A inserted, 1941, 690 § 2. (See 1941, 690 §§ 8-10.)

The following references are to sections 129-136 inserted by 1941, 690 § 2.

SECT. 129, third sentence amended, 1945, 49 § 1; section revised, 1946, 543 § 1; sentence added at end, 1947, 131 § 1; section revised, 1948, 450 § 1. (See 1945, 49 § 2; 1946, 543 § 6; 1947, 131 § 2; 1948, 450 § 3.)

SECT. 130 revised, 1946, 543 § 2; 1948, 450 § 2. (See 1946, 543 § 6; 1948, 450 § 3.)

SECT. 132 revised, 1946, 543 § 3. (See 1946, 543 § 6.)

SECT. 133 amended, 1946, 254.

SECT. 134 revised, 1946, 543 § 4. (See 1946, 543 § 6.)

SECT. 136 revised, 1946, 543 § 5. (See 1946, 543 § 6.)

SECT. 141 amended, 1941, 174 § 1; revised, 1947, 578.

SECT. 146 revised, 1932, 221 § 1.

SECT. 149 amended, 1939, 451 § 51; revised, 1941, 174 § 2; amended, 1941, 690 § 3; revised, 1946, 424 § 1. (See 1941, 690 §§ 8-10; 1946, 424 § 2.)

SECT. 151, last sentence amended, 1932, 180 § 25.

SECTS. 151A-151G added, under the heading "INTERSTATE SUPERVISION OF PROBATIONERS AND PAROLEES", 1937, 307 § 1 (providing for the entry of this commonwealth into compacts with any of the United States for mutual helpfulness in relation to persons convicted of crimes or offences who are on probation or parole). (See 1937, 307 § 2.)

SECT. 152 revised, 1939, 479; sentence inserted after second sentence, 1948, 310 § 21; sentence added at end of fourth paragraph, 1941, 297; same sentence stricken out, 1945, 38 § 8. See 1945, 180. (See 1948, 310 §§ 30, 31.)

SECT. 153, see 1945, 180.

SECT. 154 amended, 1939, 451 § 52; revised, 1941, 690 § 4. (See 1941, 690 §§ 8-10.)

SECT. 154, see 1945, 180.

SECT. 154A added, 1935, 225 (requiring consideration by the advisory

board of pardons of the cases of certain life prisoners on the question of extending clemency); amended, 1939, 451 § 53.

SECT. 158 revised, 1941, 344 § 24.

SECT. 160 revised, 1941, 344 § 25; 1943, 433; last sentence stricken out, 1945, 512.

SECTS. 166-169 added, 1939, 484 (regulating the payment or receipt of money or other rewards or gratuities for the purpose of obtaining the granting of any pardon, parole, or commutation of or respite from sentence).

SECTS. 166 and 167 revised, 1941, 690 § 5. (See 1941, 690 §§ 8-10.)

Chapter 128. — Agriculture.

SECT. 1 amended, 1941, 490 § 29.

SECT. 2, paragraph (a) revised, 1941, 490 § 30; paragraph (f) amended, 1937, 415 § 1; 1938, 230; paragraph (g) added, 1933, 291 § 1; same paragraph repealed, 1941, 598 § 3.

SECT. 6 amended, 1933, 291 § 2; 1941, 598 § 4.

SECT. 8A added, 1943, 495 (relative to the control or destruction of certain rodents by the commissioner of agriculture); amended, 1946, 366.

SECT. 10 amended, 1934, 340 § 10. (See 1934, 340 § 18.)

SECT. 13 amended, 1934, 340 § 11. (See 1934, 340 § 18.)

SECTS. 16-31A affected, 1939, 405.

SECT. 16 amended, 1941, 490 § 32.

SECT. 21 revised, 1948, 303 § 1.

SECT. 22 amended, 1941, 490 § 33.

SECT. 23 amended, 1941, 490 § 34.

SECT. 24A added, 1939, 136 (providing for the control of the Dutch elm disease); repealed, 1949, 761 § 13.

SECT. 27 revised, 1938, 309; 1948, 303 § 2.

SECT. 31A revised, 1943, 144.

SECT. 39 repealed, 1933, 74 § 2.

SECT. 42 revised, 1932, 166; paragraph added at end, 1947, 180.

Chapter 128A. — Horse and Dog Racing Meetings.

New chapter inserted, 1934, 374 § 3.

SECT. 2, subsection (5) amended, 1946, 575 § 1.

SECT. 3, first paragraph revised, 1935, 454 § 2; 1943, 269; clause (b) revised, 1946, 575 § 2; clause (c) amended, 1941, 382; clause (d) revised, 1946, 575 § 3; clause (e) revised, 1939, 505 § 1; clause (f) amended, 1935, 454 § 3; clause (h) amended, 1935, 454 § 4; clause (i) revised, 1939, 505 § 2; clause (j) revised, 1946, 575 § 4; clause (n) added, 1935, 239 (forbidding the licensed racing of horses and dogs under the parimutuel system of betting, on publicly owned premises); clause (n) added, 1935, 471 § 1 (forbidding the licensed racing of dogs under such system, in certain residential neighborhoods); designation of the clause added by 1935, 471 § 1 changed from (n) to (o), 1936, 405 § 3. (See 1935, 471 § 2; 1939, 505 § 3.)

SECT. 4, second paragraph amended, 1947, 567; revised, 1949, 521; last paragraph revised, 1939, 356.

SECT. 5, first paragraph revised, 1935, 454 § 1; paragraph inserted after first paragraph, 1946, 252; second paragraph, as appearing in 1934, 374 § 3, revised, 1936, 351; 1946, 575 § 5; third paragraph, as so appearing, revised, 1936, 351; 1939, 473; first sentence of same paragraph revised, 1946, 381 § 1; 575 § 7; 1949, 294 § 1; second sentence of same paragraph revised, 1946, 381 § 2; 1949, 294 § 3; paragraph inserted after fourth paragraph, 1947, 390 § 1; last paragraph, as appearing in 1934, 374 § 3, amended, 1939, 497; paragraph added at end, 1946, 575 § 6; revised, 1949, 294 § 2. Temporarily affected, 1948, 220; 1949, 294 § 4.

SECT. 5A added, 1946, 445 § 1 (relative to the disposition of money held for payment of unclaimed winnings upon wagers made at horse and dog racing meetings). (See 1946, 445 § 2.)

SECT. 9, last paragraph revised, 1935, 454 § 5.

SECT. 9A added, 1935, 454 § 6 (relative to rules, regulations and conditions to be prescribed by the state racing commission).

SECT. 10 revised, 1936, 268.

SECT. 13 amended, 1935, 454 § 7.

SECT. 13A added, 1935, 454 § 8 (relative to the application of certain laws as to betting and certain local requirements as to race tracks and public amusements, in the case of racing meetings under this chapter); revised, 1939, 159; amended, 1941, 295; paragraph added at end, 1948, 437. (See 1935, 471 § 2.)

SECT. 13B added, 1937, 322 (prohibiting and penalizing the use of drugs for the purpose of affecting the speed of horses at horse racing meetings).

SECT. 14 revised, 1935, 279 § 2; 1936, 253 § 2; amended, 1938, 282; revised, 1947, 138 § 2. (See 1935, 279 § 3; 1936, 253 § 1.)

SECT. 14A added, 1935, 279 § 1 (providing for the resubmission to the voters of the several counties of the question of licensing dog races at which the pari-mutuel system of betting shall be permitted); repealed, 1936, 253 § 1. (See 1935, 279 § 3; 1936, 253 § 1.)

SECT. 15 revised, 1936, 436 § 2; 1941, 729 § 12; amended, 1947, 390 § 2; revised, 1948, 319. (See 1936, 436 § 4; 1941, 729 § 15.)

Chapter 128B. — Conservation of Soil and Soil Resources and Prevention and Control of Erosion.

New chapter inserted, 1945, 531.

SECT. 2, paragraph (2) revised, 1947, 73 § 1.

SECT. 3, subdivision 5 revised, 1949, 517.

SECT. 5 revised, 1947, 73 § 2.

Chapter 129. — Livestock Disease Control (former title, Animal Industry).

SECT. 1 revised, 1934, 340 § 12; paragraph (defining "Domestic animals") added, 1935, 70. (See 1934, 340 § 18.)

SECT. 8A added, 1941, 375 (establishing a scale of fees for the inoculation of swine against hog cholera).

SECT. 9 amended, 1943, 332 § 10.

SECT. 10 amended, 1934, 340 § 13. (See 1934, 340 § 18.)

SECT. 15 revised, 1941, 162.

SECT. 26A revised, 1938, 168; amended, 1941, 173.

SECT. 29 amended, 1938, 308.

SECT. 32 amended, 1939, 451 § 54.

SECT. 33 amended, 1934, 272; 1946, 417.

SECT. 33B revised, 1934, 96.

SECT. 36A added, 1935, 426 (providing for the licensing of certain dealers in bovine animals); repealed, 1941, 607 § 2.

SECT. 36B added, 1938, 314 (providing for the vaccination of certain cattle to curtail the spread of Bang's disease, so called); revised, 1943, 56.

SECT. 36C added, 1938, 386 (regulating the transportation of neat cattle); repealed, 1941, 607 § 2.

SECT. 38 revised, 1934, 340 § 14. (See 1934, 340 § 18.)

SECTS. 39-43 added, 1941, 607 § 1 (to further regulate the dealing in and transportation of bovine animals and to prevent the spread of disease among such animals).

SECT. 40 revised, 1946, 416 § 1.

SECT. 43 revised, 1946, 416 § 2.

Chapter 129A. — Marine Fish and Fisheries, Inland Fish and Fisheries, Birds and Mammals, General Provisions.

New chapter inserted, 1933, 329 § 1.

SECT. 1, definition of "Warden" revised, 1937, 413 § 2; definitions of "Coastal Warden", "Deputy Coastal Warden" and "Supervisor", revised, 1939, 491 § 11. (See 1937, 413 §§ 3, 4; 1939, 491 § 12.)

SECT. 10, sentence added at end, 1941, 171.

Chapter 129A repealed in part, 1941, 598 § 7; entirely repealed, 1941, 599 § 1. (See 1941, 598 § 9, 599 § 7.)

Chapter 130. — Marine Fish and Fisheries (former title, Marine Fish and Fisheries, including Crustacea and Shellfish).

The following reference is to chapter 130, as appearing in the Tercenary Edition:

SECT. 48A added, 1933, 118 (prohibiting the taking of certain herring or alewives from the waters of Plymouth harbor, Kingston bay, Duxbury bay and certain waters of Plymouth bay).

Chapter stricken out, and new chapter 130 (with new title) inserted, 1933, 329 § 2.

The following references are to chapter 130 as so inserted:

SECT. 3A added, 1935, 324 (providing for state aid to coastal cities and towns in conserving and increasing the supply of shellfish and in exterminating the enemies thereof).

SECT. 6B added, 1934, 115 § 1 (providing for the filing with the supervisor of marine fisheries of copies of rules and regulations made by cities and towns under the marine fisheries laws, and for notifying him of permits and licenses issued under said laws). (See 1934, 115 § 2.)

SECT. 11A added, 1941, 172 (penalizing the taking of certain herring or alewives from the waters of Plymouth Harbor, Kingston Bay, Duxbury Bay and certain waters of Plymouth Bay).

SECT. 23 amended, 1937, 168.

SECTS. 27A and 27B added, 1939, 385 § 1 (relative to the establishment and maintenance of a plant for the propagation of lobsters). (See 1939, 385 § 2.)

SECT. 41A added, 1937, 121 (prohibiting, during certain months of the year, the taking of edible crabs from the waters of the commonwealth).

SECT. 48, first paragraph amended, 1935, 110.

SECT. 73 amended, 1935, 117.

SECTS. 77, 78, 79 revised, 1937, 246.

SECT. 84A added, 1934, 129 (regulating the disposition of starfish caught in or taken from the coastal waters of the commonwealth).

Chapter stricken out, and new chapter 130 (with new title) inserted, 1941, 598 § 1. (See 1941, 598 § 9.)

The following references are to chapter 130 as so inserted:

SECT. 1, definition of "Fish" amended, 1945, 98 § 1; last paragraph revised, 1945, 98 § 2.

SECT. 2, second paragraph revised, 1949, 566 § 1; last paragraph revised, 1945, 98 § 3.

SECT. 13, third paragraph revised, 1949, 566 § 2.

SECT. 15A added, 1945, 281 (providing for reciprocal enforcement of laws relating to marine fisheries).

SECT. 20, two paragraphs added at end, 1948, 430 § 1. (See 1948, 430 §§ 2, 3.)

SECT. 31 amended, 1945, 98 § 4.

SECT. 33 amended, 1945, 98 § 5.

SECT. 37, paragraph contained in lines 10 and 11 amended, 1943, 149; same paragraph revised, 1943, 533 § 1; 1948, 76 § 1. (See 1943, 533 § 2.)

SECT. 42, last sentence amended, 1945, 242 § 15.

SECT. 43, second and third sentences revised, 1949, 566 § 3; last sentence amended, 1945, 242 § 16.

SECT. 69 amended, 1945, 98 § 6.

SECT. 74, first paragraph amended, 1948, 463; sentence added at end, 1945, 99 § 1.

SECT. 76, paragraph inserted after third paragraph, 1948, 365.

SECT. 80, third paragraph amended, 1945, 98 § 7.

SECT. 81, sentence added at end, 1945, 99 § 2.

SECT. 82, sentence added at end, 1945, 99 § 3.

SECT. 100 amended, 1945, 264 § 1.

SECTS. 100A and 100B added, 1945, 264 § 2 (making permanent the law protecting striped bass). For prior temporary legislation see 1941, 421.

SECT. 100B revised, 1947, 515.

Chapter 131. — Powers and Duties of the Division of Fisheries and Game (former title, Game and Inland Fisheries).

The following references are to chapter 131, as appearing in the Tercenary Edition:

Title amended, 1933, 329 § 14.

SECTS. 1-4 repealed, 1933, 329 § 20.

SECT. 5 amended, 1932, 272 § 1; 1933, 214 § 1; 1937, 191 § 1.

SECT. 6 revised, 1932, 272 § 2.

SECT. 7 revised, 1932, 272 § 3.

SECT. 8 revised, 1932, 272 § 4; new paragraph added (summer three-day fishing license), 1934, 156; same paragraph revised, 1938, 121 § 1. (See 1938, 121 § 2.)

SECT. 8A added, 1933, 214 § 2 (establishing special fox hunting licenses for non-resident members and guests of clubs or associations conducting fox hunts).

SECT. 8B added, 1937, 191 § 2 (authorizing the issuance to certain officials of certain other states of complimentary certificates entitling them to hunt and fish in this commonwealth).

SECTS. 9-11 repealed, 1933, 329 § 20.

SECT. 12 amended, 1932, 272 § 5; revised, 1933, 214 § 3.

SECT. 13 revised, 1933, 329 § 15.

SECT. 13A added, 1941, 159 § 1 (imposing a penalty for carrying firearms, while intoxicated, in places where hunting is permitted). (See 1941, 159 § 2.)

SECTS. 14-24 repealed, 1933, 329 § 20.

SECT. 24A added, 1932, 78 (relative to the establishment in certain brooks and streams of breeding areas for fish).

SECT. 25, paragraph added at end, 1934, 33.

SECTS. 27-34 repealed, 1933, 329 § 20.

SECT. 42 repealed, 1933, 329 § 20.

SECT. 43A added, 1936, 294 (relative to fishing in ponds situated partly in the commonwealth and partly in another state).

SECT. 44 revised, 1933, 329 § 16.

SECT. 45, sentence added at end, 1932, 77.

SECT. 48 revised, 1936, 69.

SECT. 49 amended, 1933, 329 § 17.

SECT. 49A added, 1937, 123 (establishing a close season for fish with respect to which no close season is otherwise established by law).

SECTS. 52-55 repealed, 1933, 329 § 20.

SECT. 56 amended, 1934, 51.

SECT. 57 amended, 1934, 149; 1936, 425 § 1; 1937, 116.

SECT. 59 revised, 1936, 425 § 2; 1937, 269.

SECT. 61A added, 1933, 329 § 18 (regulating the taking of smelt in great ponds).

SECT. 66 amended, 1934, 40.

SECT. 68 revised, 1935, 120.

SECT. 73A added, 1935, 98 (authorizing the use of certain traps for the purpose of catching fish bait in the inland waters of the commonwealth).

SECT. 74 revised, 1932, 272 § 6.

SECT. 77 revised, 1933, 154.

SECT. 83 revised, 1935, 107.

SECT. 85 amended, 1932, 28; 1935, 13; 1937, 167.

SECT. 86A added, 1932, 60 (authorizing the director of fisheries and game to suspend or modify the open season or bag limit as to ruffed grouse and quail).

SECT. 87A added, 1933, 122 (relative to the taking or killing of waterfowl and other migratory birds in certain cases).

SECT. 92 amended, 1932, 52.

SECT. 94 amended, 1934, 183; 1937, 172; revised, 1937, 316.

SECT. 97 revised, 1934, 70; amended, 1936, 13.

SECT. 99 amended, 1932, 180 § 26.

SECT. 100A added, 1932, 82 (prohibiting the hunting of beavers).

SECT. 103 revised, 1938, 301.

SECT. 104 revised, 1933, 192 § 1; 1937, 324; amended, 1941, 175.

SECT. 104A added, 1939, 462 (restricting the carrying of certain firearms in motor vehicles in areas used for hunting).

SECT. 105A revised, 1933, 203; repealed, 1934, 275 § 2.

SECTS. 105B and 105C added, 1934, 275 § 1 (regulating the use of traps and other devices for the capture of fur-bearing animals and providing for local option thereon). (See 1934, 275 § 4.)

SECT. 109 revised, 1932, 264; 1933, 192 § 2; amended, 1935, 5 § 1; 1936, 21 § 1, 138 § 1; 1937, 89 § 1, 243 § 1.

SECT. 112 revised, 1933, 192 § 3; amended, 1935, 5 § 2; 1936, 21 § 2, 138 § 2; 1937, 243 § 2.

SECT. 114 revised, 1937, 89 § 2; last paragraph amended, 1937, 372 § 1.

SECT. 114A added, 1934, 275 § 3 (authorizing the commissioner of conservation to temporarily suspend, within certain specified territory, the provisions of section 105B).

SECT. 124 amended, 1937, 229.

SECT. 135 revised, 1932, 81, 272 § 7.

SECT. 137 added, 1933, 329 § 19 (relative to the protection of salmon fry in the Merrimack river).

Chapter stricken out, and new chapter 131 (with new title) inserted, 1941, 599 § 2. (See 1941, 599 §§ 5-7.)

The following references are to chapter 131 as so inserted:

SECT. 1, definition of "Birds" revised, 1941, 663 § 1; definition of "Green pelt" inserted, 1948, 615 § 1; definition of "Loaded shotgun or rifle" inserted, 1945, 83; definition of "Mammals" revised, 1941, 663 § 2; definition of "Trap" inserted, 1948, 615 § 2. (See 1941, 663 § 3.)

SECT. 3A added, 1945, 548 § 1 (establishing the inland fisheries and game fund). (See 1945, 548 § 3.)

SECT. 5 amended, 1947, 245 § 1; paragraph added at end, 1947, 245 § 2.

SECT. 6 revised, 1948, 302 § 1; first sentence amended, 1949, 545.

SECT. 8, last paragraph of clause (1) revised, 1943, 265.

SECT. 8A added, 1949, 516 (authorizing the granting of fishing licenses to certain aliens).

SECT. 14, paragraph inserted after fifth paragraph, 1948, 400; paragraph contained in lines 65-73 amended, 1943, 216 § 1; paragraph contained in lines 74-86 amended, 1943, 216 § 2.

SECT. 16 revised, 1947, 193; two sentences added at end, 1948, 302 § 2.

SECT. 26, sentence added at end, 1948, 443.

SECT. 34 revised, 1945, 693 § 2.

SECT. 40A added, 1946, 79 (penalizing the use of artificial bait in ice fishing elsewhere than in the Connecticut river).

SECT. 45, table amended, 1948, 109 § 1; next to last paragraph amended, 1948, 109 § 2.

SECT. 48 amended, 1948, 110; first sentence revised, 1948, 343.

SECT. 53 amended, 1947, 172.

SECT. 53A added, 1948, 249 (providing for a close season on all birds and mammals during certain periods).

SECT. 61A added, 1945, 232 (protecting the wood duck).

SECT. 68 amended, 1943, 90; revised, 1948, 615 § 3; 1949, 758 § 1.

SECT. 68A added, 1948, 615 § 4 (relative to the registration and identification of animal traps); revised, 1949, 758 § 2.

SECT. 70 amended, 1948, 615 § 5.

SECT. 72 repealed, 1949, 758 § 3.

- SECT. 76 repealed, 1949, 758 § 3.
SECT. 78, first sentence amended, 1947, 275; first paragraph revised, 1949, 304.
SECT. 79 revised, 1949, 282.
SECT. 83, paragraph added at end, 1949, 751.
SECT. 89 amended, 1947, 363.
SECT. 97 repealed, 1945, 12.
SECT. 97A added, 1943, 463 (relative to the disposition by counties of revenue received from the federal government by reason of federal wild-life refuges situated therein); repealed, 1945, 12.
SECT. 101 revised, 1943, 100.
SECT. 101A added, 1946, 334 (penalizing the use of certain firearms for hunting purposes).
SECT. 103, paragraph (2) amended, 1946, 333.
SECT. 107, next to last paragraph revised, 1948, 327.
SECT. 111, paragraph added at end, 1946, 412; section revised, 1947, 397.
SECT. 117A added, 1949, 507 (relative to the draining of certain ponds, reservoirs and other bodies of water).

Chapter 132. — Forestry.

- SECT. 1 amended, 1937, 415 § 2; 1941, 490 § 36; 1947, 344 § 26; 1948, 660 § 2. (See 1948, 660 § 26.)
SECT. 1A added, 1948, 660 § 3 (relative to the duties of the chief moth superintendent); amended, 1949, 761 § 1.
SECT. 4 revised, 1948, 660 § 4; amended, 1949, 761 § 2.
SECT. 5 repealed, 1932, 180 § 27.
SECT. 6 revised, 1941, 455.
SECT. 8 revised, 1948, 660 § 5; 1949, 761 § 3.
SECT. 11 revised, 1937, 415 § 3; 1948, 660 § 6; first sentence amended, 1949, 761 § 4.
SECT. 12 amended, 1937, 415 § 4; revised, 1948, 660 § 7.
SECT. 12A added, 1945, 401 (relative to suppression of gypsy moths, etc., on land of the commonwealth); revised, 1948, 660 § 8; 1949, 761 § 5.
SECT. 13 revised, 1935, 87; amended, 1937, 415 § 5; revised, 1948, 660 § 9; last sentence stricken out and two sentences inserted, 1949, 761 § 6.
SECT. 14 revised, 1937, 415 § 6; revised, 1948, 660 § 10; third paragraph revised, 1949, 761 § 7; sixth paragraph revised, 1949, 761 § 8.
SECT. 15 revised, 1948, 660 § 11.
SECT. 16 revised, 1948, 660 § 12.
SECT. 17 amended, 1937, 415 § 6A; last sentence revised, 1946, 432 § 10; section revised, 1948, 660 § 13.
SECT. 18 amended, 1937, 415 § 6B; revised, 1948, 660 § 14.
SECT. 18A added, 1949, 174 (authorizing municipalities to form districts and pool expenditures for the suppression of certain insect pests).
SECT. 18B added, 1949, 211 (authorizing counties to engage in the work of suppression of certain insect pests).
SECT. 19 revised, 1948, 660 § 15.
SECT. 22 amended, 1937, 415 § 7; revised, 1948, 660 § 16.

SECT. 23 revised, 1948, 660, § 17.

SECT. 24 revised, 1948, 660 § 18.

SECT. 25 revised, 1937, 415 § 8; 1948, 660 § 19; amended, 1949, 761 § 9.

SECT. 26 amended, 1937, 415 § 9; revised, 1948, 660 § 20.

SECTS. 26A-26D added, 1949, 761 § 10 (relative to the eradication of the Dutch elm disease).

SECT. 27 amended, 1937, 415 § 10; revised, 1948, 660 § 21.

SECT. 28 amended, 1937, 415 § 11; revised, 1948, 660 § 22.

SECT. 29 repealed, 1948, 660 § 23.

SECT. 30, last sentence revised, 1945, 514.

SECT. 33 amended, 1935, 373; 1936, 415 § 1. (See 1936, 415 § 3.)

SECT. 34, new paragraph added at end, 1935, 233.

SECT. 34A, paragraph added at end, 1947, 366.

SECT. 36 revised, 1936, 415 § 2. (See 1936, 415 § 3.)

SECT. 36A added, 1945, 27 (relative to the acquisition by prescription or adverse possession of title to lands of the commonwealth under control of the department of conservation).

SECTS. 40-45 added, under caption "Forest Cutting Practices", 1943, 539.

Chapter 132A. — State Parks and Reservations Outside of the Metropolitan Parks District.

SECT. 2 amended, 1941, 490 § 37.

SECT. 5 amended, 1946, 432 § 11.

SECT. 7 revised, 1941, 722 § 11.

SECT. 9 amended, 1933, 75 § 4.

Chapter 135. — Unclaimed and Abandoned Property.

SECT. 1 revised, 1947, 441 § 1.

SECTS. 2-4 repealed, 1947, 441 § 2.

SECT. 8 amended, 1938, 98 § 1.

SECT. 9 amended, 1938, 98 § 3.

SECT. 11 amended, 1938, 98 § 2.

Chapter 136. — Observance of the Lord's Day.

SECT. 2 amended, 1933, 150 § 1; 1934, 63; 1935, 78; 1946, 207 § 1.

SECT. 4 amended, 1945, 575.

SECT. 4A added, 1933, 150 § 2 (relative to the licensing of certain enterprises to be held on the Lord's day at amusement parks and beach resorts); revised, 1933, 309 § 1; sentence added at end, 1946, 207 § 2. (See 1933, 309 § 2.)

SECT. 4B added, 1946, 207 § 3 (relative to the licensed operation on the Lord's Day of bowling alleys).

SECT. 6, second and third paragraphs amended, 1934, 328 § 7; fourth paragraph amended, 1932, 96; 1934, 354; paragraph added at end, 1933, 150 § 3; section revised, 1934, 373 § 6; third paragraph amended, 1936, 129; 1937, 286; fourth paragraph amended, 1938, 143; same paragraph revised, 1943, 473; last paragraph revised, 1946, 207 § 4; paragraph added at end, 1949, 190.

SECT. 7 amended, 1934, 328 § 8; revised, 1934, 373 § 7.

SECT. 8 amended, 1937, 124.

SECT. 13 amended, 1932, 105.

SECT. 17, sentence added at end, 1933, 150 § 4; section amended, 1934, 55; revised, 1938, 60.

SECT. 21 revised, 1935, 104, 169; 1946, 318 § 1; amended, 1948, 119. (See 1946, 318 § 1.)

SECT. 22. See 1933, 136; 1935, 49.

Chapter 138. — Alcoholic Liquors (Old Title, Intoxicating Liquors and Certain Non-Intoxicating Beverages).

The following references are to chapter 138, as appearing in the Tercenary Edition:

SECT. 1, paragraph in lines 4-7 amended, 1933, 97 § 1. (See 1933, 97 § 3, 346 § 9.)

SECT. 2 affected, 1933, 120 § 53.

SECT. 3 amended, 1933, 97 § 2. (See 1933, 97 § 3, 346 § 9.)

Chapter stricken out, and new chapter 138 inserted, 1933, 376 § 2.

The following references are to the new chapter 138:

SECT. 1, new paragraph (definition of "Alcohol") added, 1935, 440 § 1; definition of "Restaurant" amended, 1936, 368 § 1; eighth paragraph (definition of "Club"), revised, 1934, 385 § 1; definition of "Tavern" amended, 1934, 121 § 1; 1935, 253 § 1; definition of "Wines" revised, 1941, 637 § 1. (See 1941, 637 § 3.)

SECT. 2 revised, 1934, 305, 372 § 4; 1935, 440 § 2; first sentence revised, 1939, 470 § 1; 1943, 542 § 1.

SECT. 3 amended, 1935, 440 § 3.

SECT. 4 amended, 1934, 385 § 2.

SECT. 7 amended, 1935, 440 § 4.

SECT. 10 amended, 1935, 440 § 5.

SECT. 10A revised, 1943, 542 § 2.

SECT. 10B added, 1934, 370 § 11 (authorizing the alcoholic beverages control commission to remove a member of a local licensing board under certain conditions).

SECT. 11 revised, 1936, 207 § 1; 1947, 138 § 3. (See 1935, 281.)

SECT. 11A, first paragraph amended, 1934, 142 § 1; paragraph inserted, 1934, 142 § 2; paragraph added at end, 1934, 142 § 3; section revised, 1934, 211 § 1; last paragraph stricken out, 1935, 440 § 6. (See 1934, 142 § 4, 211 § 2.)

SECT. 12, first paragraph amended, 1934, 121 § 2; last sentence of first paragraph revised, 1934, 370 § 1; second paragraph amended, 1934, 121 § 2; sentence contained in lines 42-53 revised, 1934, 370 § 2; section revised, 1934, 385 § 3; first paragraph amended, 1935, 253 § 2; revised, 1935, 440 § 7; new paragraph inserted after first paragraph, 1935, 253 § 3; proviso contained in lines 46-48 stricken out, 1935, 253 § 4; third paragraph revised, 1935, 440 § 8; next to last paragraph stricken out, 1935, 440 § 9; section revised, 1935, 468 § 1; first paragraph amended, 1936, 207 § 2; second sentence of first paragraph amended, 1949, 391; last sentence of first paragraph revised, 1937, 331; 1943, 542 § 3; second paragraph revised, 1936, 368 § 2; amended, 1943, 542 § 4; paragraph inserted after third paragraph, 1948, 649; paragraph added at end, 1937, 264. (See 1943, 542 § 20.)

SECT. 13, last two sentences stricken out, 1934, 385 § 4; section revised, 1935, 440 § 10.

SECT. 14 amended, 1934, 370 § 3; paragraph added at end, 1935, 440 § 11.

SECT. 15, first paragraph amended, 1934, 385 § 5; revised, 1935, 440 § 12; last paragraph revised, 1934, 370 § 4; last sentence revised, 1936, 225 § 1; second paragraph revised, 1938, 353.

SECT. 15A added, 1934, 370 § 5 (relative to the publication of applications for original licenses); revised, 1935, 440 § 13; 1939, 414; amended, 1943, 542 § 5.

SECT. 16 revised, 1936, 368 § 3.

SECT. 16A revised, 1934, 385 § 6; 1937, 424 § 1.

SECT. 16B revised, 1935, 440 § 14; paragraph added at end, 1937, 291; section revised, 1937, 424 § 2; second paragraph revised, 1939, 92; section amended, 1943, 542 § 6.

SECT. 17, second proviso of first paragraph amended, 1934, 385 § 7; first paragraph amended, 1935, 81; last paragraph revised, 1934, 83; section revised, 1935, 440 § 15; first paragraph amended, 1936, 136, 245; 1937, 14 § 1; second paragraph revised, 1936, 199; paragraph added after the second paragraph, 1936, 368 § 4; section revised, 1937, 424 § 3; paragraph in lines 77-105 amended, 1946, 305; paragraph in lines 106-118 revised, 1939, 263; paragraph in lines 119-122 revised, 1941, 522; same paragraph amended, 1945, 666. (See 1937, 14 § 2.)

SECT. 18, first paragraph revised, 1935, 440 § 16; first sentence revised, 1943, 542 § 7; two paragraphs added, 1934, 385 § 8; paragraph added at end, 1943, 542 § 8.

SECT. 18A added, under caption "SELLING AGENTS OF FOREIGN IMPORTERS AND MANUFACTURERS", 1934, 312; first paragraph revised, 1935, 440 § 17.

SECT. 18B added, 1943, 542 § 9 (relative to the issuance of certificates of compliance to persons licensed outside the commonwealth to export and sell alcoholic beverages to licensees under this chapter).

SECT. 19, first paragraph revised, 1935, 440 § 18; second paragraph amended, 1934, 385 § 9; last paragraph amended, 1934, 385 § 10; 1935, 440 § 19; paragraph added at end, 1936, 368 § 5.

SECT. 19A added, 1934, 385 § 11 (relative to the licensing of salesmen for manufacturers and for wholesalers and importers); revised, 1935, 440 § 20.

SECT. 20 revised, 1934, 385 § 12; first paragraph amended, 1936, 368 § 6; paragraph inserted, 1936, 368 § 7; section revised, 1943, 542 § 10.

SECT. 20A added, 1937, 424 § 4 (relative to granting permits to public warehousemen to store and warehouse alcoholic beverages).

SECT. 21 revised, 1934, 385 § 13; first paragraph amended, 1935, 440 § 21; first six paragraphs revised, 1936, 411 § 1; 1939, 367 § 1; first paragraph (as appearing in 1939, 367 § 1) amended, 1943, 542 § 11; third paragraph (as so appearing) stricken out and two new paragraphs inserted, 1941, 637 § 2; sixth paragraph (as so appearing) revised, 1943, 36; first seven paragraphs stricken out and eight paragraphs inserted, 1947, 625 § 1; next to the last paragraph (as appearing in 1934, 385 § 13) amended, 1936, 368 § 8; last paragraph (as so appearing) revised, 1939, 451 § 55; paragraph added at end, 1939, 394; same paragraph stricken out and two paragraphs inserted, 1947, 524. [For prior tempo-

rary additional excise, 1939, 434; 1941, 339; 1943, 423; 1945, 546. Additional excise, 1945, 731 § 11.] (See 1936, 411 § 2; 1939, 367 § 2; 1941, 637 § 3; 1947, 625 §§ 3, 4.)

SECT. 22 revised, 1934, 385 § 14; 1935, 440 § 22; fourth and fifth paragraphs stricken out and new paragraph inserted, 1937, 418.

SECT. 22A added, 1934, 385 § 15 (providing for the granting by the alcoholic beverages control commission in certain cases of permits to sell alcoholic beverages).

SECT. 23, sentence added at end of fourth paragraph, 1934, 370 § 6; last paragraph amended, 1934, 245; section revised, 1934, 385 § 16; fifth paragraph amended, 1935, 253 § 5; last four paragraphs stricken out, and five new paragraphs inserted, 1935, 440 § 23; second of the paragraphs so inserted revised, 1941, 578; fourth paragraph revised, 1938, 238; sentence added at end of next to last paragraph, 1939, 470 § 2; section revised, 1943, 542 § 12.

SECT. 23A added, 1945, 215 (authorizing the Alcoholic Beverages Control Commission to take action to eliminate unfair competition and other trade abuses in the sale of alcoholic beverages).

SECT. 24, first sentence amended, 1934, 232; section revised, 1943, 542 § 13.

SECTS. 25A, 25B added, 1946, 304 (prohibiting discrimination between licensees authorized to sell alcoholic beverages by eliminating the practice of granting special inducements to favored licensees).

SECT. 26, first paragraph amended, 1935, 440 § 24.

SECT. 27 revised, 1934, 301 § 1; amended, 1934, 385 § 23; revised, 1935, 442; amended, 1936, 436 § 3; revised, 1936, 438; 1941, 729 § 13; 1947, 625 § 2. (See 1936, 436 § 4; 1941, 729 § 15; 1947, 625 § 4.)

SECT. 28 amended, 1934, 112.

SECT. 29 revised, 1935, 440 § 25.

SECT. 30 amended, 1935, 83 § 1; 1943, 542 § 14. (See 1935, 83 § 2.)

SECT. 30A revised, 1934, 370 § 7; 1935, 440 § 26.

SECT. 30B amended, 1935, 440 § 27; paragraph added at end, 1936, 368 § 9.

SECT. 30D amended, 1935, 440 § 28.

SECT. 30E, first paragraph amended, 1935, 440 § 29.

SECT. 30F revised, 1935, 440 § 30.

SECT. 30G amended, 1935, 440 § 31.

SECT. 30H added, 1935, 440 § 32 (possession or transportation of alcoholic beverages or alcohol under certain circumstances deemed prima facie evidence of violation of law).

SECT. 31 amended, 1935, 440 § 33; revised, 1936, 368 § 10.

SECT. 32 amended, 1934, 370 § 8.

SECT. 33 revised, 1934, 370 § 9; amended, 1935, 468 § 2; last sentence revised, 1936, 225 § 2; section amended, 1937, 268; 1941, 356.

SECT. 34 amended, 1935, 440 § 34; revised, 1936, 171; 1937, 424 § 5; amended, 1943, 542 § 15.

SECT. 34A added, 1935, 146 (relative to procuring by false representation sales or delivery of alcoholic beverages to minors); revised, 1935, 440 § 35.

SECT. 36 amended, 1934, 385 § 17.

SECT. 37 revised, 1934, 385 § 18.

SECT. 38 amended, 1941, 199.

- SECTS. 42-55 affected, 1935, 440 § 36.
SECT. 42, paragraph added at end, 1935, 440 § 36.
SECT. 46 amended, 1934, 370 § 10; 1935, 440 § 37.
SECT. 56 revised, 1935, 440 § 38; 1936, 368 § 11.
SECT. 57 revised, 1936, 368 § 12.
SECT. 62 amended, 1935, 440 § 39.
SECT. 63, first sentence revised, 1934, 385 § 19; section revised, 1935, 440 § 40; 1936, 368 § 13.
SECT. 63A revised, 1935, 440 § 41; 1943, 542 § 16.
SECT. 64 revised, 1934, 385 § 20.
SECT. 65 revised, 1943, 542 § 17.
SECT. 67 amended, 1934, 385 § 21; revised, 1935, 440 § 42; amended, 1938, 400; first paragraph amended, 1943, 542 § 18.
SECT. 70 revised, 1934, 301 § 2; 1945, 598.
SECTS. 72-75 repealed, 1934, 372 § 1.
SECT. 76 revised, 1934, 372 § 2; next to last sentence revised, 1934, 385 § 22; section revised, 1935, 440 § 43.
SECT. 77 revised, 1943, 542 § 19.

Chapter 139. — Common Nuisances.

- SECT. 2, sentence added at end, 1945, 697 § 5.
SECT. 14, caption amended, 1934, 328 § 9; section amended, 1934, 328 § 10.
SECT. 16 amended, 1934, 328 § 11.
SECT. 16A amended, 1934, 328 § 12.
SECT. 17 repealed, 1934, 328 § 13.
SECT. 19 amended, 1934, 328 § 14.
SECT. 20 amended, 1934, 328 § 15; 1948, 132.

Chapter 140. — Licenses.

- SECT. 4 amended, 1934, 171 § 1.
SECT. 6 amended, 1937, 424 § 6; revised, 1941, 439 § 1.
SECT. 6A added, 1937, 424 § 7 (providing for the granting of common victuallers' licenses and licenses to sell alcoholic beverages upon condition that licensed premises are equipped and furnished according to plans and estimates approved in advance); repealed, 1941, 439 § 2.
SECT. 8 amended, 1936, 368 § 14; revised, 1943, 328.
SECT. 9A added, 1939, 431 (relative to the keeping of the premises of common victuallers open for business).
SECT. 10 amended, 1935, 167.
SECT. 12 revised, 1932, 86; 1933, 92; 1943, 31.
SECTS. 21E and 21F added, under caption "ORGANIZATIONS DISPENSING FOOD OR BEVERAGES TO MEMBERS AND GUESTS", 1933, 284 (providing for the regulation of such organizations).
SECT. 21E, last sentence revised, 1934, 328 § 16; affected, 1934, 328 § 17.
SECT. 27, first sentence amended, 1947, 375.
SECTS. 32A-32E added, 1939, 416 (requiring the licensing of recreational camps, overnight camps or cabins and trailer camps).
SECT. 32B amended, 1941, 396; revised, 1945, 153.
SECT. 48 repealed, 1937, 342 § 2.

SECT. 51 amended, 1932, 275; 1935, 428 § 3; 1936, 55 § 1; revised, 1941, 626 § 12; amended, 1947, 253. (See 1935, 428 §§ 6, 7; 1936, 55 § 2.)

SECT. 52 amended, 1935, 428 § 4. (See 1935, 428 § 7.)

SECT. 55 amended, 1938, 59.

SECT. 58, second paragraph revised, 1948, 181 § 1.

SECT. 59 amended, 1934, 254 § 1; 1938, 96; revised, 1948, 181 § 2. (See 1934, 254 § 2.)

SECT. 60 revised, 1948, 201 § 3. (See 1948, 201 § 4.)

SECT. 62 amended, 1948, 181 § 3.

SECT. 65 revised, 1948, 181 § 4.

SECT. 71 revised, 1943, 154.

SECT. 90, three sentences added at end, 1934, 179 § 1; section revised, 1946, 223 § 1. (See 1946, 223 § 2.)

SECT. 96, sentence added at end, 1934, 179 § 2; section amended, 1941, 158 § 1. (See 1941, 158 §§ 2, 3.)

SECT. 100 amended, 1946, 119; revised, 1946, 174 § 1. (See 1946, 174 § 2.)

SECT. 115 revised, 1948, 550 § 21; 1949, 297 § 7.

SECT. 121 amended, 1934, 359 § 1.

SECT. 129A repealed, 1945, 254.

SECT. 130, sentence added at end, 1945, 132.

SECT. 131 revised, 1936, 302.

SECT. 131C added, 1934, 246 (prohibiting persons licensed to carry pistols and revolvers from carrying the same in vehicles unless said weapons are under their control therein).

SECT. 131D added, 1947, 492 § 5 (relative to the emission of smoke by steam locomotives).

SECT. 133 amended, 1939, 451 § 56; revised, 1948, 550 § 22; 1949, 297 § 8.

SECT. 136 revised, 1947, 492 § 6.

SECT. 136A, under caption "dogs", added, 1934, 320 § 1 (definitions of certain words and phrases in sections 137-175); amended, 1943, 111 § 1. (See 1934, 320 § 34.)

SECT. 137 amended, 1932, 289 § 1; revised (and caption stricken out) 1934, 320 § 2; revised, 1943, 111 § 2; 1945, 140. (See 1934, 320 § 34.)

SECTS. 137A-137C added, 1934, 320 § 3 (relative to kennel licenses and regulating holders of such licenses). (See 1934, 320 § 34.)

SECT. 137A, paragraph added at end, 1937, 95; first paragraph stricken out and three paragraphs inserted, 1943, 111 § 3.

SECT. 137C revised, 1939, 206.

SECT. 137D added, 1948, 329 (prohibiting the issuing of dog licenses to persons convicted of cruelty to animals).

SECT. 138 revised, 1934, 320 § 4; 1938, 92; 1943, 111 § 4. (See 1934, 320 § 34.)

SECT. 139 amended, 1934, 320 § 5; sentence added at end, 1939, 23; sentence added at end, 1941, 132. (See 1934, 320 § 34.)

SECT. 140 repealed, 1934, 320 § 6. (See 1934, 320 § 34.)

SECT. 141 revised, 1934, 320 § 7. (See 1934, 320 § 34.)

SECTS. 142-144 repealed, 1934, 320 § 8. (See 1934, 320 § 34.)

SECT. 145 amended, 1932, 289 § 2.

SECT. 145A added, 1932, 289 § 3 (relative to the furnishing of anti-rabic vaccine); revised, 1934, 320 § 9; 1937, 375; last sentence revised, 1939, 42. (See 1934, 320 § 34.)

SECT. 146 revised, 1934, 320 § 10; 1941, 133 § 1. (See 1934, 320 § 34.)

SECT. 147 revised, 1932, 289 § 4; 1934, 320 § 11; amended, 1941, 133 § 2. (See 1934, 320 § 34.)

SECT. 148 repealed, 1932, 289 § 6. (See G. L. chapter 41 § 13A, inserted by 1932, 289 § 5.)

SECT. 150 revised, 1934, 320 § 12. (See 1934, 320 § 34.)

SECT. 151 revised, 1934, 320 § 13; fifth sentence revised, 1948, 11 § 1.

SECT. 151A added, 1934, 320 § 14 (powers and duties of dog officers under annual warrants from mayors or selectmen); last sentence revised, 1948, 11 § 2. (See 1934, 320 § 34.)

SECT. 152 revised, 1934, 320 § 15. (See 1934, 320 § 34.)

SECT. 153 revised, 1934, 320 § 16. (See 1934, 320 § 34.)

SECT. 154 repealed, 1934, 320 § 17. (See 1934, 320 § 34.)

SECT. 155 revised, 1934, 320 § 18. (See 1934, 320 § 34.)

SECT. 156 revised, 1934, 320 § 19. (See 1934, 320 § 34.)

SECT. 157 revised, 1934, 320 § 20. (See 1934, 320 § 34.)

SECT. 158 revised, 1934, 320 § 21. (See 1934, 320 § 34.)

SECT. 159 revised, 1934, 320 § 22. (See 1934, 320 § 34.)

SECT. 160 revised, 1934, 320 § 23. (See 1934, 320 § 34.)

SECT. 161, first two sentences amended, 1932, 289 § 7; section amended, 1934, 320 § 24. (See 1934, 320 § 34.)

SECT. 161A added, 1934, 320 § 25 (reimbursement for damages by dogs regulated). (See 1934, 320 § 34.)

SECT. 162 revised, 1934, 320 § 26. (See 1934, 320 § 34.)

SECT. 163 amended, 1934, 320 § 27. (See 1934, 320 § 34.)

SECT. 164 amended, 1934, 320 § 28. (See 1934, 320 § 34.)

SECT. 165 revised, 1934, 320 § 29. (See 1934, 320 § 34.)

SECT. 166 amended, 1934, 320 § 30. (See 1934, 320 § 34.)

SECT. 170 amended, 1934, 320 § 31. (See 1934, 320 § 34.)

SECT. 171 revised, 1934, 320 § 32. (See 1934, 320 § 34.)

SECT. 172 revised, 1932, 289 § 8.

SECT. 175 revised, 1932, 289 § 9; 1934, 320 § 33; 1943, 93; repealed, 1945, 276 § 2. (See 1934, 320 § 34.)

SECT. 176 revised, 1948, 550 § 23.

SECT. 177A added, 1949, 361 (relative to the licensing and operation of mechanical amusement devices).

SECT. 179 revised, 1948, 434.

SECTS. 180A-180D added, under caption "THEATRICAL BOOKING AGENTS, PERSONAL AGENTS AND MANAGERS", 1935, 378 (providing for the licensing and bonding of certain theatrical booking agents, personal agents and managers).

SECT. 180A revised, 1946, 566 § 1; paragraph added at end, 1948, 256.

SECT. 180B revised, 1946, 566 § 2.

SECT. 180C revised, 1946, 566 § 3.

SECT. 181. Affected by 1935, 454 § 8.

SECT. 181A added, 1948, 534 (requiring certain entertainers and persons appearing under assumed names to file their true names with the commissioner of public safety).

SECT. 181B added, 1949, 132 (requiring the posting of the schedule of admission prices to travelling entertainments).

SECT. 183A amended, 1935, 102 § 1; 1936, 71 § 1. (See 1935, 102 § 2.)

SECT. 183B repealed, 1936, 71 § 2.

SECT. 184 amended, 1934, 328 § 18.

SECT. 185A amended, 1936, 279; paragraph added at end, 1941, 247.

SECT. 185H added, 1939, 253 (relative to the licensing and supervision of dancing schools, so called).

SECT. 186 amended, 1936, 169 § 1.

SECT. 187 amended, 1936, 169 § 2.

SECT. 192 revised, 1948, 550 § 24; 1949, 297 § 9.

SECT. 202 revised, 1936, 169 § 3; 1948, 550 § 25; 1949, 297 § 10.

Chapter 141. — Supervision of Electricians.

SECT. 1, first paragraph amended, 1943, 308.

SECT. 2, fourth paragraph stricken out, 1946, 480 § 1.

SECT. 2A added, 1946, 480 § 2 (granting a credit in the examination standing of certain veterans applying for electricians' licenses).

SECT. 3, clause (4) amended, 1934, 347 § 1; clause (8) amended, 1948, 187.

SECT. 8 revised, 1948, 629 § 1. (See 1948, 629 § 2.)

Chapter 142. — Supervision of Plumbing.

SECT. 3, sentence inserted after the first sentence, 1948, 382.

SECT. 4, first sentence revised, 1947, 382; paragraph added at end, 1946, 502.

SECT. 6 revised, 1934, 347 § 2.

SECT. 11 amended, 1945, 703 § 11.

SECT. 13 amended, 1934, 284.

SECT. 17 revised, 1936, 234; 1941, 518 § 1; paragraph added at end, 1945, 477.

SECT. 18 revised, 1941, 518 § 2.

SECT. 19 revised, 1941, 518 § 3.

SECT. 21 added, 1938, 302 (providing for regulation of plumbing in buildings owned and used by the commonwealth).

SECT. 22 added, 1941, 518 § 4 (providing for the enforcement of certain laws relative to the marking, construction and installation of hot water tanks).

Chapter 143. — Inspection and Regulation of, and Licenses for, Buildings, Elevators and Cinematographs.

SECT. 1, definition of "Alteration" revised, 1945, 480; definitions of "Building" and "Commissioner" inserted, 1945, 480; definition of "Inspector" amended, 1943, 544 § 7B; revised, 1945, 480; definition of "Place of assembly" inserted after paragraph in lines 12-14, 1943, 546 § 1; revised, 1945, 480; definition of "Public building" revised, 1945, 480; definition of "Public hall" revised, 1946, 363 § 1; definition of "Special hall" revised, 1941, 694; definition of "Structure" inserted, 1945, 480; definition of "Supervisor of plans" revised, 1946, 363 § 1. (See 1945, 722 § 2.)

SECT. 2 amended, 1949, 125.

SECT. 2A added, 1948, 582 § 1 (excluding the state house from certain provisions of law relating to the safety of persons in buildings). (See 1948, 582 § 3.)

SECT. 2B added, 1949, 547 (providing for regulations relative to fire protection and prevention in the state house).

SECT. 3 revised, 1943, 544 § 2; 1945, 674 § 1; first paragraph revised, 1946, 363 § 2; amended, 1949, 156 § 3; paragraph inserted after second paragraph, 1946, 423; paragraph added at end, 1949, 156 § 4. (See 1945, 722 § 2.)

SECTS. 3A-3H added, 1943, 544 § 2 (providing for rules and regulations for protecting life and limb in places of assembly and for the enforcement of laws, rules and regulations, ordinances and by-laws for protecting the same therein). (See 1943, 544 §§ 7A and 8.)

SECT. 3A revised, 1945, 482 § 1. (See 1945, 722 § 2.)

SECT. 3B revised, 1945, 645 § 2; sentence inserted after first sentence, 1947, 646; fourth paragraph amended, 1948, 144 § 1.

SECT. 3C repealed, 1945, 645 § 3.

SECT. 3D revised, 1945, 482 § 2. (See 1945, 722 § 2.)

SECTS. 3E and 3F repealed, 1945, 645 § 3.

SECT. 3G revised, 1945, 482 § 3; 1946, 363 § 3. (See 1945, 722 § 2.)

SECT. 3H revised, 1945, 645 § 4.

SECTS. 3I-3K added, 1947, 631 § 1 (to provide regulations for the prevention of fire and the preservation of life, health and morals in buildings used for dwelling purposes and to provide for alternatives to the requirements of ordinances, by-laws or regulations relative to the construction, alteration, repair, use or occupancy of such buildings).

SECT. 3I amended, 1948, 438 § 1.

SECT. 3K, paragraph added at end, 1948, 438 § 2; same paragraph amended, 1949, 530.

SECT. 6 revised, 1946, 363 § 4; amended, 1949, 541 § 1.

SECT. 7, sentence added at end, 1949, 156 § 2.

SECT. 8 amended, 1945, 697 § 1; 1949, 541 § 2.

SECT. 9 revised, 1945, 697 § 2; sentence inserted after first sentence, 1949, 156 § 5; section amended, 1949, 541 § 3.

SECT. 9A added, 1945, 697 § 2A (relative to recovery for damage to other property caused by the making safe or taking down of a dangerous structure). (See 1945, 697 § 2B.)

SECT. 10 revised, 1945, 697 § 3; amended, 1949, 541 § 4.

SECT. 11 amended, 1949, 541 § 5.

SECT. 12 amended, 1945, 697 § 4.

SECT. 13 revised, 1946, 363 § 5.

SECT. 15 amended, 1943, 544 § 3; first sentence amended, 1947, 645 § 1; section revised, 1949, 539. (See 1943, 544, § 7A.)

SECT. 16 amended, 1943, 544 § 3; revised, 1945, 473. (See 1943, 544 § 7A.)

SECT. 20 amended, 1945, 700 § 1.

SECT. 21 amended, 1943, 544 § 3; revised, 1943, 546 § 2; 1945, 536; first sentence revised, 1947, 645 § 2. (See 1943, 544 § 7A, 546 § 5; 1945, 722 § 2.)

SECTS. 21A and 21B added, 1943, 546 § 3 (further regulating the means of ingress to and egress from places of assembly and certain other places). (See 1943, 546 §§ 5 and 6.)

SECT. 21A amended, 1945, 474 § 1; 1946, 363 § 6; revised, 1948, 440.

SECT. 21B amended, 1945, 482 § 4; revised, 1945, 722 § 1; paragraph added at end, 1946, 327 § 1; section revised, 1947, 654 § 1; 1948, 502. (See 1947, 654 § 3.)

SECT. 21C added, 1946, 327 § 2 (relative to the use and maintenance of revolving doors, so called, in certain buildings); revised, 1947, 654 § 2; 1948, 439 § 1; 1949, 540. (See 1947, 654 § 3.)

SECTS. 24-33 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 28 revised, 1945, 474 § 2; 1947, 648.

SECT. 33 revised, 1945, 533 § 1; 1946, 363 § 7; amended, 1947, 645 § 3; 1948, 439 § 2. (See 1945, 722 § 2.)

SECT. 34 revised, 1943, 544 § 4. (See 1943, 544 § 7A.)

SECT. 43 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 44 amended, 1947, 643.

SECTS. 45 and 46 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 47, last sentence stricken out, 1945, 700 § 2.

SECT. 48 amended, 1945, 700 § 3.

SECT. 49 amended, 1943, 544 § 3; revised, 1945, 526. (See 1943, 544 § 7A.)

SECT. 50, sentence added at end, 1945, 472. (See 1945, 722 § 2.)

SECTS. 51 and 52 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 51 revised, 1945, 510.

SECT. 52 revised, 1945, 478.

SECT. 53 amended, 1949, 541 § 6.

SECT. 54 revised, 1943, 544 § 5. (See 1943, 544 § 7A.)

SECT. 55 amended, 1949, 541 § 7.

SECT. 57 revised, 1945, 533 § 2; 1948, 582 § 2. (See 1945, 722 § 2; 1948, 582 § 3.)

SECT. 59 revised, 1943, 544 § 6; 1945, 533 § 3. (See 1943, 544 § 7A; 1945, 722 § 2.)

SECT. 60 amended, 1945, 533 § 4. (See 1945, 722 § 2.)

SECT. 61 revised, 1945, 674 § 2. (See 1945, 722 § 2.)

SECT. 69 revised, 1945, 643 § 2; second paragraph amended, 1948, 144 § 2.

SECTS. 71A-71C added, 1945, 626 § 1 (providing for the licensing of persons engaged in the construction and maintenance of elevators and escalators). (See 1945, 626 § 2.)

SECT. 71D added, 1946, 495 (providing that persons engaged in certain work in the construction and maintenance of elevators and escalators need not be licensed as elevator constructors, maintenance men or repairmen).

SECT. 74 revised, 1941, 553 § 1. (See 1941, 553 § 9.)

SECT. 75 revised, 1941, 553 § 2. (See 1941, 553 § 9.)

SECT. 76 revised, 1941, 553 § 3. (See 1941, 553 § 9.)

SECTS. 77 and 78 repealed, 1941, 553 § 4. (See 1941, 553 § 9.)

SECT. 79 revised, 1941, 553 § 5. (See 1941, 553 § 9.)

SECT. 80 repealed, 1941, 553 § 4. (See 1941, 553 § 9.)

SECT. 82 amended, 1941, 553 § 6. (See 1941, 553 § 9.)

SECT. 85 amended, 1941, 553 § 7. (See 1941, 553 § 9.)

SECT. 86 amended, 1941, 553 § 8. (See 1941, 553 § 9.)

Chapter 145. — Tenement Houses in Towns.

SECT. 17A added, 1934, 168 (relative to the erection of garages in the yards of certain tenement houses).

SECT. 59, sentence added at end, 1948, 550 § 26.

Chapter 146. — Inspection of Boilers, Air Tanks, etc., Licenses of Engineers, Firemen, and Operators of Hoisting Machinery.

SECT. 2 amended, 1941, 459; 1946, 336 § 1.

SECT. 4 amended, 1946, 336 § 2.

SECT. 7 amended, 1948, 321.

SECT. 16 revised, 1932, 180 § 28.

SECT. 34 revised, 1938, 319 § 1; sentence added at end, 1947, 620; same sentence revised, 1948, 146.

SECT. 35 amended, 1938, 319 § 2.

SECT. 50 amended, 1935, 67.

SECT. 52 repealed, 1948, 140.

SECT. 67 revised, 1941, 525 § 1; amended, 1946, 180. (See 1941, 525 § 2.)

Chapter 147. — State and Other Police, and Certain Powers and Duties of the Department of Public Safety.

SECT. 1A added, 1947, 668 § 1 (relative to the policing of reservations of the United States of America). (See 1947, 668 § 2.)

SECT. 4B added, 1939, 116 (providing that local police authorities and district attorneys be furnished with information relative to certain persons charged with or convicted of sex crimes, so called, upon their release or discharge from certain institutions).

SECT. 8A added, 1938, 296 (authorizing the carrying of certain weapons by sheriffs, deputy sheriffs and special sheriffs, and certain officers in the department of correction); revised, 1939, 174.

SECT. 10 amended, 1934, 23.

SECT. 10A added, 1949, 148 (authorizing the appointment as special police officers of employees of the Port of Boston Authority).

SECTS. 13B and 13C added, 1939, 419 § 2 (providing for the ultimate abolition of reserve police forces in certain cities and towns).

SECT. 16A added, 1937, 85 § 1 (providing for one day off in every seven days for police officers in certain cities and towns); revised, 1938, 426 § 1.

SECT. 16B added, 1938, 426 § 2 (providing for one day off in every six days for police officers of certain cities and towns).

SECT. 17 amended, 1937, 85 § 2; 1938, 426 § 3.

SECT. 19, sentence added after the first sentence, 1939, 256 § 2. (See 1939, 256 § 3.)

SECTS. 25A-25C added, 1937, 437 § 1 (relative to promoting peaceful industrial relations by regulating certain forms of private police and detective activity in labor disputes and related matters).

SECT. 26 amended, 1937, 437 § 2.

SECT. 30 revised, 1937, 437 § 3.

SECT. 32 revised, 1935, 262 § 1.

SECT. 33 amended, 1935, 262 § 2.

SECT. 35 revised, 1934, 69; 1948, 199.

SECT. 36 revised, 1932, 79.

SECT. 38 revised, 1947, 234.

SECT. 39 revised, 1948, 371; 1949, 371.

SECT. 39A added, 1948, 232 (excluding certain persons who have been knocked out from participating in boxing or sparring matches).

Chapter 148. — Fire Prevention.

SECT. 1, definition of "Head of the fire department" revised, 1945, 470; definition of "local licensing authority" amended, 1932, 102; three paragraphs added at end, defining "Board," "Building" and "Structure," 1945, 470.

SECT. 2 amended, 1948, 504.

SECT. 3 amended, 1945, 700 § 4.

SECT. 4 amended, 1945, 710 § 2.

SECT. 5, sentence in lines 16-17 amended, 1945, 463.

SECT. 9 amended, 1945, 710 § 3.

SECT. 10 revised, 1945, 710 § 4; third paragraph amended, 1948, 144 § 3.

SECT. 10A added, 1932, 75 (relative to the granting of certain permits and the making of certain inspections by municipal officers designated by the state fire marshal); revised, 1945, 479.

SECT. 13, first paragraph amended, 1932, 22 § 1; section amended, 1935, 123 § 1; revised, 1936, 394 § 1; first paragraph amended, 1945, 415 § 1; revised, 1945, 710 § 5; 1948, 550 § 27; second paragraph amended, 1945, 710 § 6; third paragraph amended, 1939, 333; 1945, 710 § 7; fourth paragraph amended, 1945, 710 § 8; last paragraph amended, 1938, 99. (See 1932, 22 § 2; 1936, 394 §§ 2, 3; 1945, 415 § 2; 710 § 19.)

SECT. 14 amended, 1938, 103.

SECT. 16 amended, 1941, 288.

SECT. 18 repealed, 1934, 182 § 2.

SECT. 19, sentence added at end, 1948, 550 § 28.

SECT. 20A added, 1946, 501 (relative to bonds to cover risk of damages from blasting operations conducted in several municipalities).

SECT. 21 amended, 1945, 710 § 9.

SECT. 22 amended, 1945, 710 § 10.

SECT. 23 amended, 1935, 123 § 2.

SECT. 23A added, 1948, 188 (prohibiting the use of inflammable anti-freeze solutions in fire hydrants).

SECT. 25 amended, 1945, 710 § 11.

SECT. 26 amended, 1945, 481.

SECT. 27A added, 1932, 283 (relative to the protection of life and property from fire hazards incident to the present industrial emergency).

SECT. 28, paragraph L amended, 1943, 546 § 4; section amended, 1945, 710 § 12; paragraph I revised, 1949, 512; paragraph L revised and paragraph N added, 1946, 363 § 9. (See 1943, 546 § 5.)

SECT. 29 amended, 1939, 205.

SECT. 30 amended, 1945, 710 § 13.

SECT. 31 amended, 1945, 460.

SECT. 38 amended, 1945, 710 § 14.

SECT. 38A added, 1938, 95 (prohibiting the removal of certain gasoline tanks without a permit).

SECT. 39 revised, 1943, 291 § 1.

SECT. 39A added, 1943, 291 § 2 (authorizing the making of rules and regulations for the granting of permits for supervised displays of fireworks); amended, 1945, 256; 710 § 15.

SECT. 40 amended, 1945, 710 § 16; sentence added at end, 1948, 550 § 29.

SECT. 46 amended, 1945, 710 § 17.

SECTS. 48 and 49 repealed, 1946, 282.

SECT. 49A added, 1934, 182 § 1 (relative to the inspection of kerosene or any product thereof kept for sale for illuminating, heating or cooking purposes); repealed, 1946, 282.

SECT. 50 amended, 1943, 291 § 3.

SECT. 53 repealed, 1943, 291 § 4.

SECT. 54 revised, 1948, 370 § 2.

Chapter 149. — Labor and Industries.

For temporary legislation authorizing the commissioner of labor and industries to suspend certain laws, rules and regulations relative to the employment of women and minors when necessary to provide relief from conditions resulting from the present shortage of man power, see 1943, 382.

For temporary legislation authorizing the commissioner of labor and industries to suspend certain laws, rules and regulations relative to the employment of women and minors when an emergency exists or conditions of hardship require or justify suspension, see 1947, 357 § 4; 1949, 332.

For legislation relative to interstate compacts affecting labor and industry, see 1933, Res. 44; 1934, 383, Res. 25; 1935, 315 §§ 1-3; 1936, Res. 68; 1937, 404; 1943, 255.

SECT. 1, paragraph defining "co-operative courses" amended, 1939, 461 § 4; paragraph defining "discrimination" inserted, 1937, 367 § 1; paragraphs defining "employee" and "employer" inserted, 1945, 584 § 1; definition of "employment" amended, 1945, 584 § 2; revised, 1945, 646; paragraph defining "employment permit", "permit for employment" or "employment certificate" inserted, 1939, 461 § 4A; revised, 1945, 133 § 3; paragraph defining "mercantile establishments" amended, 1936, 78.

SECT. 6 amended, 1934, 132 § 1; 1937, 249. (See 1934, 132 § 2.)

SECT. 8 amended, 1943, 441.

SECT. 11 amended, 1935, 328.

SECT. 17 amended, 1945, 430.

SECT. 20A added, 1933, 351 § 1 (relative to the judicial enforcement of certain contracts relative to membership in labor or employers' organizations). (See 1933, 351 § 2.)

SECTS. 20B and 20C added, 1935, 407 § 1 (regulating the liability of labor unions and others involved in labor disputes, and defining labor disputes and other terms used in connection therewith). (See 1935, 407 § 6.)

SECT. 20C. See 1937, 436 § 10; G. L. 150A § 6 (h) inserted by 1938, 345 § 2.

SECT. 23 amended 1935, 114.

SECT. 23A added 1934, 233 (regulating the employment of armed guards in connection with strikes, lockouts and other labor troubles).

SECT. 24 amended, 1933, 272.

SECTS. 24A-24J added, under the caption "DISCRIMINATION AGAINST CERTAIN PERSONS IN EMPLOYMENT ON ACCOUNT OF AGE", 1937, 367 § 2.

SECTS. 26 and 27 stricken out, and new sections 26-27D added, 1935, 461 (relative to preference and minimum wages of veterans and others in certain employments on certain public works).

SECT. 26 amended, 1947, 334; paragraph added at end, 1937, 346; same paragraph revised, 1938, 413; 1946, 591 § 46.

SECT. 27E added, 1938, 67 (establishing residential requirements to be observed in the employment of certain persons by the department of public works).

SECT. 28 revised, 1948, 550 § 30.

SECT. 29 amended, 1935, 217 § 2; revised, 1935, 472 § 2; 1938, 361.

SECT. 29A added, 1949, 185 (relative to the enforcement of certain surety bonds by persons furnishing labor and materials on private building projects).

SECT. 30 revised, 1936, 367 § 1; 1947, 680 § 1.

SECT. 30A added, 1947, 677 § 1 (further regulating the work hours of certain persons employed by the commonwealth); amended, 1949, 780. (See 1947, 677 §§ 2, 3.)

SECT. 32 revised, 1945, 680.

SECT. 33A added, 1947, 649 (authorizing a forty hour week for employees of certain cities and towns); revised 1948, 657.

SECT. 34 amended, 1936, 367 § 2; revised, 1947, 680 § 2.

SECT. 34A added, 1938, 438 (requiring contractors on public buildings and other public works to provide and continue in force, during the full term of the contract, insurance under the Workmen's Compensation Law, so called).

SECT. 34B added, 1939, 252 (regulating the rate of compensation paid to reserve police officers by contractors on certain public works).

SECT. 34C added, 1947, 680 § 3 (concerning the applicability of certain provisions of law relative to hours of labor on public works).

SECT. 36 amended, 1942, 1 § 7. (See 1942, 1 § 9.)

SECT. 39 revised, 1935, 444 § 1. (See 1935, 444 § 2.)

SECT. 40 revised, 1945, 426 § 1. (See 1945, 426 § 2.)

SECTS. 44A-44D added, 1939, 480 (requiring fair competition for bidders on the construction, reconstruction, alteration, remodelling or repair of certain public works by the commonwealth or any political subdivision thereof).

SECT. 44A revised, 1941, 699 § 1.

SECT. 44C, subsection (B) revised, 1941, 699 § 2; subsection (D) amended, 1941, 699 § 3; first paragraph of subsection (E) revised, 1941, 699 § 4; sentence added at end of subsection (E), 1941, 699 § 5; last paragraph of "Draft of Proposal Form" amended, 1941, 699 § 6; paragraph contained in lines 14-18 of the "Proposal Form (Sub-Bidder)" amended, 1941, 699 § 7.

SECT. 48 revised, 1935, 185, 423 § 3; amended, 1938, 320; revised, 1939, 235 § 1.

SECT. 49 amended, 1937, 221; revised, 1938, 295.

SECT. 50 revised, 1933, 225; amended, 1935, 423 § 1.

SECT. 50A added, 1935, 423 § 2 (making one day's rest in seven law applicable to watchmen and employees maintaining fires in certain establishments).

SECT. 51 revised, 1939, 235 § 2.

SECT. 55 revised, 1945, 87.

SECT. 56 amended, 1932, 110 § 1; revised, 1935, 200; first sentence stricken out and two sentences inserted, 1939, 377; section amended, 1941, 574, 610 § 1; first sentence amended, 1947, 161; revised, 1947, 368; amended, 1948, 196; paragraph added at end, 1946, 241 § 1. (See 1941, 610 §§ 2, 3.)

SECT. 57 amended, 1932, 110 § 2.

SECT. 59 amended, 1933, 193 § 1; 1936, 170 § 1; revised, 1947, 357 § 1. (For prior temporary legislation authorizing the commissioner of labor and industries to suspend certain provisions relative to the hours of employment of women in the textile and leather industries, see 1933, 347; time for suspension as to the textile industry extended, 1935, 429; 1936, 154; 1937, 153; 1938, 68; 1939, 96; 1941, 154; 1943, 306; 1945, 14; 1946, 96. For prior temporary legislation suspending certain provisions relative to the hours of employment of women and children in the textile industry and to their meal periods, 1946, 127, 560.)

SECT. 60 revised, 1935, 203; paragraph added at end, 1939, 193 § 1; section revised, 1939, 273, 461 § 5; 1947, 109 § 1. (See 1939, 461 § 13.)

SECT. 61, clause (1) revised, 1946, 241 § 2.

SECT. 62, clause (13) amended, 1934, 328 § 19; section amended, 1945, 337; clause (15) added, 1946, 171.

SECT. 65 amended, 1939, 352; revised, 1939, 461 § 6.

SECT. 66 amended, 1933, 193 § 2; 1936, 170 § 2; 1939, 255; 1946, 48; affected, 1946, 127, 560; section revised, 1947, 357 § 2.

SECT. 67 revised, 1939, 348.

SECTS. 69-73. See 1934, 114.

SECT. 69 amended, 1939, 461 § 7.

SECT. 70, sentence added at end, 1939, 94; section revised, 1945, 133 § 4.

SECT. 71 amended, 1945, 133 § 5.

SECT. 73 revised, 1939, 461 § 8.

SECT. 78 amended, 1934, 292 § 1.

SECT. 84 amended, 1932, 180 § 29.

SECT. 86 revised, 1939, 461 § 9; first paragraph revised, 1947, 109 § 2.

SECT. 87 revised, 1939, 461 § 10.

SECT. 88 amended, 1945, 133 § 6.

SECT. 89 revised, 1945, 133 § 7.

SECT. 90 revised, 1945, 133 § 8.

SECT. 94 revised, 1939, 461 § 11.

SECT. 95, first paragraph amended, 1945, 133 § 9.

SECT. 100 amended, 1939, 280; affected, 1946, 127, 560; section revised, 1947, 357 § 3.

SECT. 101 revised, 1938, 335.

SECT. 104 amended, 1932, 27; 1939, 193 § 2.

SECTS. 105A-105C added, 1945, 584 § 3 (penalizing discriminatory wage rates based on sex).

SECT. 105A revised, 1947, 565.

SECT. 113 revised, 1934, 255.

SECT. 117 revised, 1935, 208.

SECT. 126 revised, 1945, 528.

SECT. 129A added, 1949, 305 (requiring the shoring of certain excavations).

SECT. 135 amended, 1933, 64.

SECT. 141A added, 1949, 255 (limiting the weight to be lifted by hand by certain employees in textile factories).

SECTS. 142A-142F added, under caption "**BENZOL AND MIXTURES CONTAINING BENZOL**", 1933, 304 (regulating the sale, distribution, storage and use of benzol and its compounds).

SECT. 142A amended, 1935, 463 § 1; revised, 1949, 591 § 1.

SECT. 142B revised, 1935, 463 § 2; 1949, 591 § 2.

SECT. 142D amended, 1949, 591 § 3.

SECT. 142E revised, 1949, 591 § 4.

SECT. 142F amended, 1949, 591 § 5.

SECTS. 143-147A, and the heading above section 143, stricken out, and new sections 143-147H inserted, under the heading "**INDUSTRIAL HOMEWORK**", 1937, 429.

SECT. 143 revised, 1945, 600 § 1.

SECT. 144 amended, 1945, 600 § 2.

SECT. 147 amended, 1941, 539; first paragraph amended, 1945, 600 § 3.

SECT. 147A added, 1932, 234 (requiring the furnishing of certain information to the department of labor and industries with respect to the performance of certain industrial work in tenements and dwelling houses); section stricken out and new section inserted, 1937, 429; amended, 1939, 461 § 12.

SECT. 147B amended, 1945, 600 § 4.

SECT. 147C amended, 1945, 600 § 5.

SECT. 147D amended, 1945, 600 § 6.

SECT. 147G amended, 1945, 600 § 7.

SECT. 148, last sentence amended, 1932, 101 § 1; section revised, 1935, 350; 1936, 160; paragraph inserted after first paragraph, 1943, 467; paragraph inserted after third paragraph, 1943, 378; same paragraph amended, 1943, 563; revised, 1946, 414.

SECT. 150, sentence added at end, 1932, 101 § 2.

SECT. 150A added, 1938, 403 (requiring employers to furnish certain information to employees relative to deductions from wages for social security and unemployment compensation benefits).

SECT. 150B added, 1943, 385 (prohibiting labor unions from requiring payment of certain fees as a condition of securing or continuing employment).

SECT. 156 amended, 1935, 363 § 1; 1941, 164. (See 1935, 363 § 2.)

SECT. 157A added, 1933, 268 (insuring to piece or job workers in factories and workshops information relative to their compensation).

SECT. 159A added, 1937, 342 § 1 (to prevent the misleading of patrons of certain places as to the beneficiaries of tips given to hat-check and cigarette girls and the like).

SECT. 159B added, 1949, 241 (requiring payment by employers for medical examinations of present or prospective employees in certain cases).

SECT. 170 amended, 1945, 580 § 8. (See 1945, 580 § 9.)

SECT. 171 revised, 1948, 487.

SECT. 178A added, 1932, 175 (authorizing the payment of small amounts of wages or salary of intestate employees to certain next of kin without administration).

SECT. 178B added, 1947, 189 § 1 (to authorize deductions from wages of employees of districts and municipalities for making certain payments to credit unions of such employees). [For prior legislation, see G. L. chapter 171 § 6A (1946, 184) repealed by 1947, 189 § 2.]

SECT. 179B added, 1941, 642 (requiring the giving of notice to the Commissioner of Labor and Industries of the commencement or a change of location of operations by industries in this commonwealth).

Chapter 150. — Conciliation and Arbitration of Industrial Disputes.

SECT. 3 amended, 1938, 364 § 1; 1939, 111.

SECT. 5 revised, 1938, 364 § 2.

SECT. 7, fifth sentence amended, 1946, 590 § 1.

SECT. 9, last sentence amended, 1946, 590 § 2.

SECT. 11 added, 1949, 548 (providing that certain agreements for the arbitration and conciliation of labor disputes shall be valid).

Chapter 150A. — Labor Relations.

New chapter inserted, 1938, 345 § 2 (incorporating the provisions of 1937, 436, relative to labor relations as an addition to the General Laws). (See 1938, 345 §§ 3, 4.)

SECT. 4, subsection (3) revised, 1947, 657 § 1; subsection (6) added, 1947, 657 § 2.

SECT. 4A revised, 1947, 657 § 3.

SECT. 4B added, 1947, 657 § 3 (making it an unfair labor practice for a labor organization to refuse to bargain collectively in certain cases).

SECT. 5, subsection (b) amended, 1939, 318; subsection (c) amended, 1947, 657 § 4.

SECT. 6, subsection (a) amended, 1947, 657 § 5; subsection (h) amended, 1941, 261.

SECTS. 6A-6C added, 1947, 657 § 6 (relative to membership in labor organizations where such membership is required as a condition of employment).

SECT. 7, first paragraph amended, 1947, 657 § 7.

SECT. 9 amended, 1947, 657 § 8.

SECT. 10, subsection (b) revised, 1945, 354; 1947, 657 § 9.

Chapter 150B. — Peaceful Settlement of Industrial Disputes Dangerous to Public Health and Safety.

New chapter inserted, 1947, 596.

Chapter 151. — Minimum Fair Wages (former title, Minimum Fair Wages for Women and Minors).

The following references are to chapter 151, as appearing in the Tercentenary Edition:

SECT. 8 amended, 1933, 110.

SECTS. 11A–11D added, 1933, 220 § 1 (relative to the more effective enforcement of decrees of the minimum wage commission). (See 1933, 220 § 2.)

Chapter stricken out, and new chapter 151 inserted, 1934, 308 § 1. (See 1934, 308 §§ 2, 3; 1935, 267. See also 1933, Res. 44; 1934, 383, Res. 25.)

The following references are to chapter 151, as inserted by 1934, 308 § 1:

SECT. 1 revised, 1936, 430 § 1. (See 1936, 430 §§ 18–22.)

SECT. 2 revised, 1936, 430 § 2. (See 1936, 430 §§ 18–22.)

SECT. 3 amended, 1936, 430 § 3. (See 1936, 430 §§ 18–22.)

SECT. 4 revised, 1936, 430 § 4. (See 1936, 430 §§ 18–22.)

SECT. 7 revised, 1936, 430 § 5. (See 1936, 430 §§ 18–22.)

SECT. 10 revised, 1936, 430 § 6. (See 1936, 430 §§ 18–22.)

SECT. 12 revised, 1936, 430 § 7. (See 1936, 430 §§ 18–22.)

SECT. 13 amended, 1936, 175; revised, 1936, 430 § 8. (See 1936, 430 §§ 18–22.)

SECT. 14 revised, 1936, 430 § 9. (See 1936, 430 §§ 18–22.)

SECT. 15 revised, 1936, 430 § 10. (See 1936, 430 §§ 18–22.)

SECT. 16 amended, 1936, 430 § 11. (See 1936, 430 §§ 18–22.)

SECT. 17 amended, 1936, 430 § 12. (See 1936, 430 §§ 18–22.)

SECT. 20 amended, 1936, 430 § 13. (See 1936, 430 §§ 18–22.)

SECT. 21 revised, 1936, 430 § 14. (See 1936, 430 §§ 18–22.)

SECT. 22 revised, 1936, 430 § 15. (See 1936, 430 §§ 18–22.)

SECT. 23 amended, 1936, 430 § 16. (See 1936, 430 §§ 18–22.)

SECT. 24 revised, 1936, 430 § 17. (See 1936, 430 §§ 18–22.)

Chapter stricken out, and new chapter 151 (with new title) inserted, 1937, 401 § 1. (See 1937, 401 §§ 2, 3.)

The following references are to chapter 151, as inserted by 1937, 401 § 1:

SECT. 19, paragraph added at end, 1938, 237.

SECT. 20A added, 1939, 275 (relative to evidence of the establishment of minimum fair wage rates).

Chapter stricken out, and new chapter 151 (with new title) inserted, 1947, 432 § 1 (incorporating as part of the General Laws, 1946, 545 which extended the minimum wage law, so called, to adult male persons). (See 1947, 432 § 2.)

The following references are to chapter 151, as inserted by 1947, 432, § 1:

SECT. 1, sentence added at end, 1949, 777 § 1. (See 1949, 777 §§ 2, 4.)

SECT. 2, ninth paragraph revised, 1948, 362.

SECT. 19, paragraph (2) revised, 1949, 777 § 3. (See 1949, 777 §§ 2, 4.)

Chapter 151A. — Employment Security (former title, Unemployment Compensation).

For legislation providing for the payment of unemployment compensation benefits to persons upon termination of service in the military or naval forces of the United States during the present national emergency, see 1941, 701; 1943, 319; 1946, 168.

New chapter inserted, 1935, 479 § 5. (See 1935, 479 §§ 6, 7; 1936, 12 § 3, 249 § 16.)

The following references are to chapter 151A, as inserted by 1935, 479 § 5:

SECT. 1, clauses (1) to (9), inclusive, of paragraph (a) revised, 1936, 249 § 1; paragraph (b) amended, 1936, 249 § 2; paragraph (k) amended, 1936, 249 § 3; paragraph (m) amended, 1936, 249 § 4; paragraph (n) revised, 1936, 249 § 5.

SECT. 3 revised, 1936, 249 § 6.

SECT. 4 revised, 1936, 249 § 7.

SECT. 7, paragraph added at end, 1936, 249 § 8.

SECT. 7A added, 1936, 249 § 9 (relative to refunding of over-payments or collection of under-payments of contributions).

SECT. 10 amended, 1936, 249 § 10.

SECT. 12 amended, 1936, 12 § 1.

SECT. 17, paragraph (a) amended, 1936, 249 § 11.

SECT. 18, paragraph (a) amended, 1936, 249 § 12.

SECT. 19, paragraph defining "suitable employment" amended, 1936, 12 § 2.

SECT. 20 amended, 1936, 249 § 13.

SECT. 24, second paragraph stricken out, 1936, 249 § 14.

SECT. 48 amended, 1936, 249 § 15.

Chapter stricken out, and new chapter 151A (with same title) inserted, 1937, 421 § 1. (See 1937, 421 §§ 2-4.)

The following references are to chapter 151A, as inserted by 1937, 421 § 1:

SECT. 1, paragraphs (1) and (2) inserted after subsection (a), 1939, 490 § 1; subsection (b) revised, 1939, 20 § 2; subsection (f) clause (5) amended, 1939, 319 § 1; subsection (f) clause (8) added, 1939, 374 § 1 (see 1939, 374 § 6); subsection (f) revised, 1939, 490 § 2; subsection (k) revised, 1938, 469 § 1; amended, 1939, 490 § 3; subsection (l) revised, 1938, 469 § 2; amended, 1939, 490 § 4; subsection (n) amended, 1939, 490 § 19. (See 1938, 469 § 20; 1939, 20 §§ 6-9; 1939, 319 §§ 10, 11.)

SECT. 1A, subsections (1) and (2) revised, 1938, 469 § 3; subsection (6) added, 1938, 469 § 4. (See 1938, 469 § 20.)

SECT. 3 revised, 1939, 319 § 2; amended, 1939, 490 § 17; revised, 1939, 490 § 23. (See 1939, 319 §§ 10, 11.)

SECT. 4, first paragraph revised, 1938, 469 § 5; fifth paragraph stricken out, 1938, 469 § 6; paragraph inserted before the last paragraph, 1938, 469 § 7; last paragraph revised, 1938, 470 § 2; section revised, 1939, 319 § 3. (See 1938, 469 § 20, 470 §§ 1 and 3; 1939, 319 §§ 10, 11.)

SECT. 8, last paragraph stricken out, 1939, 319 § 4. (See 1939, 319 §§ 10, 11.)

SECT. 9 amended, 1939, 319 § 5. (See 1939, 319 §§ 10, 11.)

SECT. 10 amended, 1939, 319 § 6. (See 1939, 319 §§ 10, 11.)

SECT. 11, subsection (a) revised, 1938, 469 § 8. (See 1938, 469 § 20.)

SECT. 12, last sentence stricken out, 1939, 319 § 7. (See 1939, 319 §§ 10, 11.)

SECT. 14, subsection (a) revised, 1938, 469 § 9; 1939, 490 §§ 5, 6; subsection (c) revised, 1938, 469 § 10; subsection (d) added, 1938, 469 § 11. (See 1938, 469 § 20.)

SECT. 15, subsection (a) revised, 1938, 469 § 12; 1939, 490 § 7. (See 1938, 469 § 20.)

SECT. 16, subsection (c) revised, 1939, 490 § 8; first paragraph of subsection (d) revised, 1938, 469 § 13; subsection (e) revised, 1939,

490 § 9; subsection (f) added, 1938, 469 § 14; subsections (g), (h) added, 1939, 374 § 2. (See 1938, 469 § 20; 1939, 374 § 6.)

SECT. 17 revised, 1938, 469 § 15; 1939, 490 § 10. (See 1938, 469 § 20.)

SECT. 18, subsection (a) revised, 1938, 469 § 16; amended and revised, 1939, 490 § 11; subsection (b) stricken out, 1939, 490 § 13; subsection (c) stricken out, 1939, 490 § 13; subsection (d) revised, 1938, 469 § 17; 1939, 490 § 12; stricken out, 1939, 490 § 13. (See 1938, 469 § 20.)

SECT. 19 revised, 1939, 490 § 14.

SECT. 22A revised, 1939, 319 § 8. (See 1939, 319 §§ 10, 11.)

SECT. 26 amended, 1938, 469 § 18. (See 1938, 469 § 20.)

SECTS. 26-33, stricken out and new sections 26-31 inserted, 1939, 20 § 3.

SECTS. 26, 27, 28 (as appearing in 1939, 20 § 3) revised, 1939, 490 § 15.

SECT. 30 (as appearing in 1939, 20 § 3) amended, 1939, 490 § 16.

SECT. 35 amended, 1939, 490 § 21.

SECT. 36 amended, 1939, 490 § 18.

SECT. 41, second sentence revised, 1939, 20 § 4.

SECT. 42 amended, 1939, 319 § 9. (See 1939, 319 §§ 10, 11.)

SECT. 43 revised, 1939, 374 § 3. (See 1939, 374 § 6.)

SECT. 45 revised, 1939, 20 § 5.

SECT. 47 revised, 1938, 163.

SECT. 47A added, 1939, 374 § 4 (authorizing the director of the division of unemployment compensation to co-operate with certain federal agencies charged with the administration of laws relative to unemployment). (See 1939, 374 § 6.)

SECT. 48, paragraph added at end, 1939, 374 § 5. (See 1939, 374 § 6.)

SECT. 52 added, 1938, 469 § 19 (powers of the unemployment compensation commission when employer fails or refuses to make any required report or return). (See 1938, 469 § 20.)

SECT. 53 added, 1938, 469 § 19 (authorizing the payment without administration of unemployment compensation benefits due a deceased person in certain cases); revised, 1939, 490 § 20. (See 1938, 469 § 20.)

NOTE — SEE SECT. 53, *INFRA*.

SECT. 53 added, 1939, 490 § 22 (relative to the preparation, use as evidence and disposition of certain records, reports, claims and other papers). NOTE — SEE SECT. 53, *SUPRA*.

SECT. 54 added, 1938, 469 § 19 (relative to the effect to be given any ruling or decision of the unemployment compensation commission). (See 1938, 469 § 20.)

Chapter stricken out, and new chapter 151A (with new title) inserted, 1941, 685 § 1. (See 1941, 685 §§ 7-11; 1941, 686.)

The following references are to chapter 151A, as so inserted:

SECT. 1, subsection (r) paragraph (2), sentence added at end, 1949, 476; subsection (s) (1) stricken out, 1948, 603, § 1; subsection (u) added, 1949, 639 § 2, defining "American vessel." (See 1949, 639 § 3.)

SECT. 6, subsection (c) revised, 1949, 639 § 1; subsection (q) amended, 1947, 433. (See 1949, 639 § 3.)

SECT. 8, subsections (g) and (h) added at end, 1943, 534 § 2.

SECT. 11 revised, 1941, 685 § 2.

SECT. 14, first paragraph revised, 1948, 603 § 2; subsection (a) amended, 1948, 603 § 3; subsection (b) (2) revised, 1943, 534 § 1; amended, 1945, 484 § 2; 1946, 170 § 2; 1948, 537 § 1; subsection (b) (4), sentence added at end, 1947, 602 § 1; subsection (b) revised, 1949, 740 § 1; subsection (c) added, 1943, 534 § 1A; designations of subsections (c) and (d) changed to (d) and (e), respectively, 1943, 534 § 1B; subsection (c) revised, 1945, 516; paragraph in lines 48-72 revised, 1946, 360; subsection (c) revised, 1947, 440 § 1; 1949, 740 § 2; subsection (e) amended, 1948, 537 § 2. (See 1947, 440 § 2; 602 § 2; 1948, 537 § 3; 1949, 740 § 3.)

SECT. 15, subsection (b) revised, 1948, 603 § 6; subsection (c) revised, 1943, 373.

SECT. 22, sentence added at end, 1945, 625 § 2.

SECT. 23, subsection (a) revised, 1941, 685 § 3; subsection (e) stricken out, 1943, 534 § 3.

SECT. 25, subsection (a) amended, 1948, 421; subsection (d) amended, 1945, 356.

SECT. 27 amended, 1945, 625 § 3; revised, 1948, 630.

SECT. 29, subsection (a) revised, 1943, 534 § 5; 1945, 484 § 1; 1946, 170 § 1; subsection (c) added, 1946, 611; revised, 1949, 501.

SECT. 29A added, 1949, 421 (providing that benefits under this chapter shall not be reduced by reason of the receipt of holiday pay, so called).

SECT. 30 amended, 1945, 484 § 3; revised, 1949, 559.

SECT. 33 repealed, 1943, 534 § 4.

SECT. 39 revised, 1949, 659.

SECT. 42 revised, 1943, 534 § 6; next to last sentence stricken out and six sentences inserted, 1947, 434.

SECT. 44, subsection (b) revised, 1948, 603 § 4.

SECT. 46, subsection (a) added, 1948, 603 § 5.

SECT. 66A added, 1949, 646 (authorizing the director of employment security to enter into reciprocal agreements with foreign countries relative to the administration of the employment security law).

SECT. 69, paragraph added at end, 1949, 555.

SECT. 74 revised, 1949, 290.

Chapter 151B. — Unlawful Discrimination against Race, Color, Religious Creed, National Origin or Ancestry.

New chapter inserted, 1946, 368 § 4.

SECT. 4, paragraph added at end, 1947, 424.

Chapter 151C. — Fair Educational Practices.

New chapter inserted, 1949, 726 § 2.

Chapter 152. — Workmen's Compensation.

For legislation requiring manufacturers to insure under the workmen's compensation act where employees work on machinery, see 1936, 426; repealed, 1948, 156.

SECT. 1, two sentences added at end of paragraph (1), 1935, 332 § 1; paragraph (1) revised, 1943, 529 § 1; paragraph (4) revised, 1935, 406;

1943, 529 § 3; 1945, 369; first paragraph of paragraph (4) amended, 1947, 215; paragraph (5) revised, 1943, 529 § 1A; paragraph (6) amended, 1943, 529 § 2; paragraph (7A) added, 1941, 437; paragraph (7B) added, 1947, 488 § 9. (See 1943, 529, § 14.)

SECT. 2A added, 1946, 386 § 3 (limiting the application of certain acts in amendment of G. L. 152 increasing the amounts of compensation payable thereunder).

SECT. 4 revised, 1939, 83.

SECT. 5, paragraph added at end, 1943, 359.

SECT. 6 amended, 1945, 347.

SECT. 7A added, 1947, 380 (relative to procedure in certain claims under the workmen's compensation law where employees are unable to testify).

SECT. 7B added, 1947, 455 (regulating the admissibility of certain evidence in workmen's compensation cases).

SECT. 9 revised, 1949, 442.

SECT. 9A revised, 1938, 381.

SECT. 9B added, 1935, 424 (providing for the reference of certain cases under the workmen's compensation law to industrial disease referees); revised, 1938, 462; repealed, 1947, 286.

SECT. 10 revised, 1947, 546.

SECT. 11 amended, 1932, 129 § 1; paragraph added at end, 1935, 484; 1939, 213 § 1; 1949, 61. (See 1939, 213 § 2.)

SECT. 11A added, 1945, 444 (relieving employees and their dependents of the expenses of certain appeals in workmen's compensation cases); sentence added at end, 1949, 372.

SECT. 12, last paragraph amended, 1932, 117 § 1. (See 1932, 117 § 2; 1935, 351.)

SECT. 13, sentence added at end, 1933, 68.

SECT. 15 revised, 1939, 401; 1943, 432.

SECT. 15A amended, 1934, 252.

SECT. 18, sentence added at end, 1938, 102; section amended, 1939, 93.

SECT. 19, paragraph in lines 17 and 18 revised, 1935, 339; same paragraph revised, 1939, 245; paragraph added at end, 1941, 379 § 11.

SECT. 19A added, 1935, 359 (requiring certain notices from employers not insured under the workmen's compensation law); repealed, 1948, 158

SECT. 19B added, 1941, 410 (requiring the posting of notices by certain employers not covering their employees by workmen's compensation insurance); repealed, 1948, 157.

SECT. 20 revised, 1935, 340; amended, 1945, 464; last two sentences revised, 1946, 390; section revised, 1949, 276.

SECT. 20A added, 1945, 468 (requiring employers and certain insurers who maintain clinics, etc., for the treatment of injured employees, to furnish such employees with copies of all medical examinations).

SECT. 21 amended, 1943, 529 § 4. (See 1943, 529 § 14.)

SECT. 22 amended, 1943, 529 § 13. (See 1943, 529 § 14.)

SECT. 23 revised, 1943, 529 § 5. (See 1943, 529 § 14.)

SECT. 24 amended, 1943, 529 § 6. (See 1943, 529 § 14.)

SECTS. 25A-25D added, 1943, 529 § 7, under caption "Compulsory Compensation and Self-Insurance." (See 1943, 529 § 14.)

SECT. 25A, paragraph (2) amended, 1949, 441 § 1; paragraph (2) (a) amended, 1945, 316; sixth sentence revised, 1946, 472 § 1; paragraph (2) (a) revised, 1949, 441 § 2; paragraph (2) (b), first sentence revised, 1945, 518; 1946, 472 § 2; paragraph (2) (b) revised, 1949, 441 § 3; paragraph (2) (c) revised, 1945, 344; 1948, 176; 1949, 441 § 4.

SECT. 26 amended, 1937, 370 § 1; revised, 1943, 302; 529 § 8; paragraph added at end, 1945, 623 § 1. (See 1943, 529 § 14.)

SECT. 26A added, 1937, 370 § 2 (providing for payment of workmen's compensation in certain cases of suicide).

SECT. 27 revised, 1935, 331.

SECT. 28 amended, 1934, 292 § 2; revised, 1943, 529 § 9. (See 1943, 529 § 14.)

SECT. 29 revised, 1935, 372; 1937, 382; amended, 1949, 471.

SECT. 30 revised, 1936, 164; 1943, 181; 1946, 233 § 1; sentence added at end, 1948, 159. (See 1946, 233 § 2.)

SECT. 31, first paragraph amended, 1934, 250; paragraph contained in the sixth to the forty-fourth lines revised, 1937, 325; same paragraph amended, 1943, 368; revised, 1945, 572; 1948, 666; last paragraph revised, 1943, 400.

SECT. 32, paragraph (d) revised, 1947, 450; amended, 1949, 281; new paragraph added, 1935, 361 (relative to payments under the workmen's compensation law to dependents of deceased minor employees).

SECT. 33 revised, 1939, 81; 1941, 495; amended, 1948, 155; 1949, 258.

SECT. 34 revised, 1935, 332 § 2; 1941, 624; 1945, 717; 1946, 321 § 1; amended, 1947, 665; 1949, 520 § 1. (See 1946, 321 § 4.)

SECT. 34A added, 1935, 364 (providing for payments for total and permanent disability under the workmen's compensation law, and establishing methods of determining the same); amended, 1943, 276; revised, 1945, 717; first paragraph revised, 1946, 321 § 2; amended, 1949, 520 § 2. (See 1946, 321 § 4.)

SECT. 35 amended, 1943, 299; revised, 1945, 717; 1946, 321 § 3; amended, 1949, 520 § 3. (See 1946, 321 § 4.)

SECT. 35A added, 1945, 717 (providing for an increase in certain weekly benefits under the workmen's compensation law in certain cases); revised, 1946, 553.

SECT. 36, paragraph (j) revised, 1933, 257; section revised, 1935, 333; paragraph (b) amended, 1947, 664 § 1; paragraph (d) amended, 1947, 634 § 1; paragraph (e) amended, 1947, 634 § 2; paragraph (f) amended, 1946, 386 § 1; paragraph added at end of section, 1947, 634 § 3. (See 1946, 386 § 2; 1947, 664 § 2.)

SECT. 36 stricken out and sections 36 and 36A inserted, 1949, 519 (increasing the benefits payable under the workmen's compensation law for certain injuries).

SECT. 37 amended, 1937, 321.

SECT. 37A added, 1945, 623 § 2 (relative to payments to disabled war veterans subsequently injured in industry).

SECT. 39 amended, 1937, 317.

SECT. 46 amended, 1941, 378; 1945, 623 § 2A.

SECT. 52 revised, 1947, 619 § 1. (See 1947, 619 § 3.)

SECT. 52A added, 1939, 465 § 2 (relative to insuring against silicosis and other occupational pulmonary dust diseases). (See 1939, 465 § 4.)

SECT. 52B added, 1945, 581 (relative to the payment of premiums for workmen's compensation insurance in certain cases).

SECTS. 52C-52G added, 1947, 619 § 2 (relative to rates for workmen's compensation insurance). (See 1947, 619 § 3.)

SECT. 54A added, 1935, 425 (relative to safeguarding and extending the workmen's compensation law by making void certain contracts or agreements in the nature of insurance which do not insure the payment of the compensation provided for by said law).

SECT. 55, second paragraph revised, 1934, 137 § 1.

SECT. 65 amended, 1935, 395; 1936, 162; 1937, 394; revised, 1939, 465 § 3; amended, 1943, 367. (See 1939, 465 § 4.)

SECTS. 65A-65M added, 1939, 489 (providing for the equitable distribution of rejected risks among insurers of workmen's compensation, and the pooling of losses in connection with such risks).

SECT. 65N added, 1945, 623 § 3 (establishing a special fund to encourage the employment in industry of disabled war veterans); amended, 1949, 689.

SECT. 66 revised, 1943, 529 § 9A. (See 1943, 529 § 14.)

SECT. 67 revised, 1943, 529 § 10. (See 1943, 529 § 14.)

SECT. 68 revised, 1943, 529 § 11; amended, 1947, 506 § 4; revised, 1949, 427 § 8. (See 1943, 529 § 14; 1949, 427 § 11.)

SECT. 69 revised, 1933, 318 § 7; 1936, 260; amended, 1936, 403; revised, 1939, 435; last sentence revised, 1939, 468; section amended, 1941, 614; 1945, 729; 1946, 422; second sentence revised, 1947, 590.

SECT. 69A added, 1933, 315 (regulating workmen's compensation payments by the commonwealth).

SECT. 69B added, 1936, 427 (further regulating workmen's compensation payments by the commonwealth).

SECT. 73, first sentence amended, 1936, 318 § 4; 1937, 336 § 23; 1941, 379 § 12.

SECT. 73A added, 1941, 649 (to provide for the employment of partially disabled public employees and temporary filling of their original positions).

SECT. 74 amended, 1939, 451 § 57; 1941, 344 § 26.

SECT. 75 revised, 1932, 19.

SECTS. 76-85 added, 1939, 465 § 1 (providing workmen's compensation benefits for employees in the granite industry contracting silicosis and other occupational pulmonary dust diseases). (See 1939, 465 § 4.)

SECT. 76 revised, 1943, 529 § 12. (See 1943, 529 § 14.)

SECT. 77 amended, 1948, 217.

Chapter 153. — Liability of Employers to Employees for Injuries not resulting in Death.

SECT. 6 amended, 1935, 387; first sentence revised, 1947, 506 § 5; 1949, 427 § 9. (See 1949, 427 § 11.)

Chapter 154. — Assignment of Wages.

SECT. 2 revised, 1948, 550 § 31.

SECT. 8 added, 1933, 96 (exempting orders for payment of labor or trade union or craft dues or obligations from the operation of the laws regulating assignments of wages); amended, 1939, 125; 1948, 117.

Chapter 155. — General Provisions relative to Corporations.

SECT. 1 revised, 1935, 297 § 1. (See 1935, 297 § 3.)

SECT. 6, sentence added at end, 1949, 105.

SECT. 9 amended, 1938, 327 § 1; revised, 1943, 295. (See 1938, 327 § 2.)

SECT. 10 amended, 1933, 11; third sentence revised, 1943, 549 § 4.

SECT. 12A added, 1938, 164 § 1 (making permanent certain provisions of law authorizing domestic corporations to contribute to certain funds for the benefit of social and economic conditions); amended, 1946, 278. (See 1938, 164 § 2.)

SECT. 12B added, 1947, 488 § 5 (empowering corporations to participate as subscribers in the exchanging of reciprocal or inter-insurance contracts).

SECT. 13, sentence added at end, 1949, 695.

SECT. 15 revised, 1939, 14.

SECT. 23A added, 1935, 297 § 2 (regulating sales of stocks, bonds and other securities of corporations to their employees); repealed, 1938, 445 § 13. (See 1935, 297 § 3; G. L. chapter 110A § 11A, inserted by 1938, 445 § 9.)

SECT. 50 amended, 1933, 66.

SECT. 50A added, 1939, 456 § 1 (relative to the dissolution of domestic corporations); amended, 1943, 383.

SECT. 56, first sentence revised, 1939, 456 § 2.

Chapter 156. — Business Corporations.

SECT. 5 amended, 1939, 301 § 1.

SECT. 6, clause (e) amended, 1939, 15 § 1.

SECT. 12, form of certificate revised, 1932, 67.

SECT. 30 amended, 1937, 52.

SECT. 36 revised, 1941, 514 § 1.

SECT. 41 revised, 1932, 136.

SECT. 42 amended, 1943, 38 § 1.

SECT. 46, sentence added at end, 1943, 38 § 2.

SECTS. 46A-46E added, under the heading "MERGER AND CONSOLIDATION", 1941, 514 § 2.

SECT. 46A revised, 1948, 524.

SECT. 46B, paragraph contained in lines 102-108 revised, 1943, 405 § 1; 1947, 543 § 1.

SECT. 46D, paragraph contained in lines 64-73 revised, 1943, 405 § 2; 1947, 543 § 2.

SECT. 49 revised, 1941, 276; first sentence revised, 1948, 118.

SECT. 54 amended, 1932, 180 § 30.

Chapter 157. — Co-operative Corporations.

SECT. 3, second sentence revised, 1949, 378 § 1.

SECT. 3A added, 1949, 378 § 2 (authorizing the forming of corporations to conduct a housing business on the co-operative plan).

SECT. 4 revised, 1949, 378 § 3.

SECT. 6 amended, 1949, 378 § 4; paragraph 4 revised, 1949, 378 § 5.

SECT. 9 amended, 1949, 378 § 6.

SECT. 16, last sentence amended, 1932, 180 § 31.

Chapter 159. — Common Carriers.

SECT. 12, paragraph (a) revised, 1945, 175.

SECT. 14A added, 1941, 713 (authorizing the department of public utilities to regulate rates for the transportation of persons or property within the commonwealth by common carriers by aircraft).

SECT. 15, paragraph added at end, 1937, 247; same paragraph stricken out, 1938, 155 § 2.

SECT. 16A added, 1938, 243 (relative to the discontinuance of service by railroads).

SECT. 20 amended, 1939, 18.

SECT. 21, sentence inserted after first sentence, 1946, 214.

SECT. 24, second sentence revised, 1945, 647 § 1.

SECT. 27 revised, 1945, 647 § 2.

SECT. 28 revised, 1945, 647 § 3.

SECT. 29 revised, 1945, 647 § 4.

SECT. 30 revised, 1945, 647 § 5.

SECT. 32, first sentence revised, 1945, 199.

SECT. 34A added, 1945, 577 (relative to affiliated companies of common carriers).

SECT. 59 revised, 1933, 326 § 1.

SECT. 60 amended, 1933, 326 § 2; 1941, 233.

SECT. 61 amended, 1933, 326 § 3; 1946, 437 § 1.

SECT. 62 amended, 1933, 326 § 4; 1946, 437 § 2.

SECT. 63 amended, 1946, 437 § 3.

SECT. 65 amended, 1937, 270.

SECT. 70 revised, 1934, 357 § 1.

SECT. 80 amended, 1934, 357 § 2.

SECT. 89 revised, 1936, 363 § 1.

SECT. 90 revised, 1936, 363 § 2.

SECT. 91 revised, 1936, 363 § 3.

SECT. 92 amended, 1936, 363 § 4.

SECT. 93 amended, 1936, 363 § 5.

SECT. 94 amended, 1936, 363 § 6.

SECT. 98 amended, 1948, 550 § 32.

SECT. 99 amended, 1948, 550 § 33.

SECT. 103 amended, 1933, 10; 1941, 54; 1943, 322 § 1.

Chapter 159A. — Common Carriers of Passengers by Motor Vehicle.

[Title amended, and headings, "PART I", "CARRIERS OF PASSENGERS BY MOTOR VEHICLE", inserted before section 1, 1933, 372 § 1.]

SECT. 1 revised, 1948, 550 § 34; 1949, 297 § 11.

SECT. 2 revised, 1947, 258 § 1. (See 1947, 258 § 2.)

SECT. 4, first sentence stricken out and three sentences inserted, 1945, 318 § 1. (See 1945, 318 § 2.)

SECT. 7A added, 1949, 449 (relative to the transfer of certificates, licenses and permits issued for certain common carriers).

SECT. 10, paragraph added at end, 1945, 585.

[SECTS. 17-30 added, under headings, "PART II", "CARRIERS OF PROPERTY BY MOTOR VEHICLE", 1933, 372 § 2 (regulating carriers of property by motor vehicle).]

NOTE — 1933, 372 repealed by 1934, 264 § 5

SECT. 11A added, 1939, 404 § 1 (placing special and chartered buses, so called, under the supervision of the department of public utilities); amended, 1941, 480; revised, 1947, 482 § 1; third paragraph amended, 1948, 484. (See 1939, 404 § 2; 1947, 482 § 2.)

SECT. 15 revised, 1949, 609.

Chapter 159B. — Carriers of Property by Motor Vehicle.

New chapter inserted, 1934, 264 § 1.

The following references are to chapter 159B, as inserted by 1934, 264 § 1:

SECT. 2 revised, 1936, 345 § 1.

SECT. 6 revised, 1936, 345 § 2.

SECT. 7 revised, 1936, 345 § 3; amended, 1938, 332.

SECT. 8 affected, 1935, 24.

SECT. 9 revised, 1936, 345 § 4.

SECT. 10 revised, 1936, 345 § 5; 1937, 381.

SECT. 10A added, 1936, 345 § 6 (prohibiting rebates, discrimination and evasion of regulation in the carrying of property by motor vehicle).

SECT. 13 amended, 1937, 122.

Chapter stricken out and new chapter 159B (with same title) inserted, 1938, 483 § 1. (See 1938, 483 §§ 2-5.)

The following references are to chapter 159B, as inserted by 1938, 483 § 1:

SECT. 2, definition of "Irregular route common carrier" revised, 1941, 653 § 2; definition of "Regular route common carrier" revised and paragraph defining "Regular routes" added, 1941, 653 § 3; definition of "Agricultural carrier by motor vehicle" inserted, 1941, 704 § 1; definitions of "Contract carrier by motor vehicle", "Motor carrier" and "Permit" revised, 1941, 704 § 2; definition of "Property" inserted, 1949, 346 § 1. (See 1941, 704 § 4.)

SECT. 3, introductory paragraph amended, 1945, 400 § 1; paragraph (b) revised, 1941, 592 § 1; paragraph (c) revised, 1945, 400 § 2; amended, 1946, 420 § 1; revised, 1947, 52 § 1. (See 1945, 400 § 8; 1946, 420 § 2; 1947, 52 § 2.)

SECT. 4, second paragraph revised, 1945, 400 § 3; third paragraph revised, 1941, 592 § 2.

SECT. 7, paragraph (a) revised, 1939, 171; paragraph (b) amended, 1945, 343.

SECT. 9 amended, 1941, 483 § 1; 1946, 376 § 1; sentence added at end, 1947, 52 § 3.

SECT. 10, paragraph added at end, 1939, 306; amended, 1941, 483 § 2; paragraph added at end, 1945, 379; section amended, 1946, 376 § 2.

SECT. 10A added, 1939, 322 (relative to replacing lost or mutilated plates and lost or destroyed certificates, permits and licenses issued to carriers of property by motor vehicle); sentence added at end, 1945, 644 § 1.

SECT. 10B added, 1946, 376 § 3 (relative to the issuance of certain distinguishing plates to carriers of property by motor vehicle and to the use of such plates).

SECT. 11 amended, 1941, 483 § 3; first sentence of first paragraph revised, 1948, 616 § 1; second sentence of last paragraph revised, 1945, 644 § 2; same sentence revised, 1948, 616 § 2.

SECT. 12, first paragraph revised, 1941, 653 § 4; second sentence amended, 1945, 400 § 4.

SECT. 13 amended, 1941, 692; 1945, 400 § 5.

SECT. 14 amended, 1941, 653 § 5; 1945, 400 § 6; 1949, 346 § 2.

SECT. 15A added, 1941, 704 § 3 (relative to agricultural carriers of property by motor vehicles). (See 1941, 704 § 4.)

SECT. 16A added, 1939, 307 (giving the department of public utilities authority to obtain certain information of persons engaged in leasing motor vehicles for the transportation of property for hire).

SECT. 19 amended, 1949, 187.

Chapter 160. — Railroads.

SECT. 38 revised, 1946, 226.

SECT. 68 revised, 1943, 33.

SECT. 70 amended, 1932, 238.

SECT. 70A revised, 1932, 236; amended, 1934, 264 § 3.

SECT. 85 amended, 1941, 53.

SECT. 102 amended, 1941, 496 § 1.

SECT. 104 revised, 1933, 176.

SECT. 131A added, 1948, 639 (authorizing certain corporations to own and operate railroad terminal facilities).

SECT. 134 amended, 1941, 273 § 1.

SECT. 138 amended, 1941, 273 § 2.

SECT. 142 amended, 1938, 29; revised, 1947, 584 § 1. (See 1947, 584 § 2.)

SECT. 144 revised, 1945, 301.

SECT. 147 revised, 1947, 498.

SECT. 167 amended, 1941, 273 § 3.

SECT. 185A added, 1943, 333 (providing that railroad and terminal corporations shall provide reasonable lavatory and sanitary facilities for their employees).

SECT. 198A. See 1936, 267.

SECT. 198B added, 1936, 267 (prohibiting the scalping, so called, of tickets issued by railroad corporations).

SECT. 232 amended, 1947, 506 § 6; revised, 1949, 427 § 10. (See 1949, 427 § 11.)

SECT. 235 amended, 1941, 490 § 38.

SECT. 245 amended, 1941, 273 § 4, 496 § 2.

Chapter 161. — Street Railways.

Name of Metropolitan Transit District changed to Boston Metropolitan District, and authority to issue notes and bonds defined, 1932, 147.

Temporary act, extending to January 15, 1939, the period of public control and management of the Eastern Massachusetts Street Railway Company, 1933, 108; further extension of five years, 1938, 173; further extension of five years, 1943, 98.

Temporary acts relative to the purchase of bonds of the Boston Elevated Railway Company by the Boston Metropolitan District, 1933, 235; 1934, 334; 1935, 451; 1936, 308; 1937, 357; 1941, 567; 1947, 92.

Act providing for the creation of the Metropolitan Transit Authority and the acquisition and operation by it of the entire assets, property and franchises of the Boston Elevated Railway Company, 1947, 544.

SECT. 20A amended, 1939, 28.

SECT. 35 amended, 1943, 342.

SECT. 42, third sentence amended, 1934, 328 § 20.

SECT. 44 amended, 1934, 264 § 4.

SECT. 77 revised, 1934, 310 § 1.

SECT. 86 revised, 1934, 310 § 2.

SECT. 91A added, 1935, 101 (relative to the number of guards on passenger trains operated by street railway companies).

SECT. 107, first paragraph amended, 1946, 253.

Chapter 163. — Trackless Trolley Companies.

SECT. 12 added, 1932, 185 (requiring trackless trolley companies to furnish security for civil liability on account of personal injuries or property damage caused by their vehicles).

SECT. 13 added, 1943, 141 (providing a penalty for the improper operation of trackless trolley vehicles, so called).

Chapter 164. — Manufacture and Sale of Gas and Electricity.

For legislation authorizing compacts relative to the interstate transmission of electricity and gas, see 1933, 294.

SECT. 4 amended, 1938, 44.

SECT. 6, paragraph (e) revised, 1947, 48.

SECT. 14 amended, 1935, 222.

SECT. 17A added, 1932, 132 (regulating the lending of money by gas and electric companies).

SECT. 31 amended, 1939, 301 § 2.

SECT. 33 amended, 1932, 180 § 32.

SECT. 34 amended, 1937, 235 § 1. (See 1937, 235 § 2.)

SECT. 70A revised, 1948, 550 § 35.

SECT. 76A added, 1935, 335 § 1 (giving to the department of public utilities supervision over certain affiliates of gas and electric companies).

SECT. 84A added, 1934, 202 § 1 (requiring gas and electric companies to make additional annual returns).

SECT. 85, second paragraph amended, 1935, 335 § 2.

SECT. 85A added, 1933, 202 § 1 (requiring the filing with the department of public utilities of certain contracts of gas and electric companies with affiliated companies).

SECT. 94, paragraph in lines 29-37 amended, 1939, 178 § 1; section amended, 1948, 471. (See 1939, 178 § 2.)

SECT. 94A amended, 1941, 400 § 1.

SECT. 94B amended, 1941, 400 § 2.

SECT. 94C added, 1935, 227 (relative to payments, charges, contracts, purchases, sales or obligations or other arrangement between gas or electric companies and affiliated companies, and the burden of proving the reasonableness thereof).

SECT. 94D added, 1936, 243 (prohibiting gas and electric companies from collecting penalty charges for delinquency in the payment of bills for gas or electricity used for domestic purposes).

SECT. 94E added, 1941, 400 § 3 (relative to notice of the termination of certain contracts of gas and electric companies).

SECT. 96 revised, 1939, 229 § 1.

SECT. 97 amended, 1943, 55.

SECT. 102 revised, 1939, 229 § 2.

SECT. 105A added, 1932, 119 (regulating the storage, transportation and distribution of gas).

SECT. 115A added, 1936, 259 § 1 (requiring the periodic replacement of meters for measuring gas); amended, 1937, 40 § 1. (See 1936, 259 §§ 2, 3; 1937, 40 §§ 2, 3.)

SECT. 119 revised, 1934, 365.

SECT. 119A added, 1936, 76 § 1 (requiring bills for gas or electricity used for domestic purposes to be itemized); revised, 1939, 145 § 1. (See 1936, 76 § 2; 1939, 145 § 2.)

SECT. 124 amended, 1935, 237, 376 § 2.

SECT. 124A added, 1935, 376 § 1 (relative to the shutting off of gas or electric service in homes where there is serious illness).

Chapter 165. — Water and Aqueduct Companies.

SECT. 4A added, 1933, 202 § 2 (requiring the filing with the department of public utilities of certain contracts of water companies with affiliated companies).

SECT. 19 repealed, 1941, 275 § 1.

SECT. 28 added, under caption "GENERAL PROVISIONS", 1941, 275 § 2 (further regulating the acquisition and holding of real estate by water and aqueduct companies).

Chapter 166. — Telephone and Telegraph Companies, and Lines for the Transmission of Electricity.

SECT. 12A added, 1934, 202 § 2 (requiring telephone and telegraph companies to make additional annual returns).

SECT. 15A added, 1935, 242 (regulating charges by telephone companies for the use of hand sets, so called).

SECT. 15B added, 1939, 162 (authorizing the sale and transfer of property and the transfer of locations by domestic telephone and telegraph companies to domestic or foreign telephone and telegraph companies and validating certain locations so transferred).

SECT. 21 amended, 1939, 161.

SECT. 22, second paragraph amended, 1932, 36; third paragraph revised, 1948, 550 § 36.

SECT. 22A added, 1932, 266 (relative to the placing underground of certain wires); revised, 1933, 251.

SECT. 28 revised, 1948, 550 § 37.

SECT. 32 revised, 1949, 529.

Chapter 167. — Banks and Banking.

For temporary act, providing for the establishment of a fund for the insurance of deposits in certain savings banks, see 1934, 43; amended, 1936, 149 §§ 2-4; 1938, 125 §§ 1, 2; 1939, 149 §§ 2, 3; 1941, 78 § 2.

For temporary act, providing for the establishment of a fund for the insurance of shares in co-operative banks, see 1934, 73; amended, 1935, 76, 80; 1936, 155; 1938, 244 §§ 2-5; 1939, 227 §§ 2-5.

For temporary act providing for the liquidation of certain trust companies, see 1939, 515; 1941, 143; 1943, 122.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States defense savings bonds and defense postal savings stamps, see 1941, 221, 575.

For temporary legislation authorizing banking institutions to make loans to veterans of World War II guaranteed or insured by the administrator of veterans' affairs, see 1945, 46; 1946, 126; 1947, 110.

For temporary legislation suspending the law authorizing banks to verify deposit or pass books of depositors or shareholders, see 1943, 30; 1948, 19; repealed, 1949, 357 § 4.

SECT. 1 amended, 1935, 452 § 1.

SECT. 2 revised, 1934, 251; first paragraph amended, 1935, 452 § 2; revised, 1948, 527 § 1. (See 1948, 527 § 5.)

SECT. 2A added, 1933, 310 (improving the method of examination of banks).

SECT. 4 amended, 1934, 270 § 1.

SECT. 5 revised, 1933, 337.

SECT. 6 revised, 1945, 164.

SECT. 9 revised, 1939, 499 § 8; 1945, 292 § 11; 1949, 592 § 1.

SECT. 11 revised, 1934, 270 § 2.

SECT. 11A added, 1938, 266 § 1 (placing all corporations conducted on the Morris plan under the supervision of the commissioner of banks and further regulating the business of banking companies).

SECT. 12 revised, 1935, 452 § 3.

SECT. 13, paragraph added at end, 1948, 527 § 2. (See 1948, 527 § 5.)

SECT. 14 revised, 1933, 334 § 1; 1949, 289 § 1.

SECT. 16 revised, 1949, 370.

SECT. 17 repealed, 1933, 334 § 2.

SECT. 18 amended, 1943, 110 § 1.

SECT. 20 amended, 1933, 190; 1943, 22.

SECT. 20A added, 1933, 292 (permitting certain public officers to participate in certain bank reorganizations).

SECTS. 22-36. See 1934, 43 § 11.

SECT. 22, second paragraph amended, 1943, 121. (See 1933, 59 § 5, 112 § 9.)

SECT. 23. See 1933, 112 § 6.

SECT. 24 amended, 1932, 294; 1933, 41 § 4.

SECT. 31A added, 1933, 277 (authorizing payment of dividends on small deposits in closed banks to certain minors and to the next of kin of certain deceased persons without probate proceedings); revised, 1937, 170.

SECT. 35. See 1936, 428.

SECT. 35A added, 1933, 302 (authorizing the destruction of certain books, records and papers relating to closed banks).

SECT. 35B added, 1934, 241 (providing for semi-annual reports by the commissioner of banks as to progress of liquidation of certain banks).

SECT. 36 amended, 1939, 451 § 58.

SECT. 37, third sentence amended, 1949, 592 § 2.

SECT. 37A added, 1949, 640 (relative to the establishing of branches of financial institutions).

SECT. 46 amended, 1943, 110 § 2.

SECT. 47 amended, 1943, 110 § 3.

SECT. 48 added, 1939, 244 § 6 (relative to payments of moneys on deposit in the name of a minor).

SECT. 49 added, 1941, 444 (relative to adverse claims to certain bank deposits and to certain securities held by banks for the account of others).

SECT. 50 added (making permanent the law authorizing certain banking institutions to take certain first mortgages on real estate), 1945, 37 § 1. (See 1945, 37 § 2.) For prior temporary legislation see 1936, 191; 405 § 2; 1939, 98; 1941, 40.

SECT. 51 added (making permanent the law relative to the making by certain banking institutions of loans insured by the federal housing administrator), 1945, 66 § 1; amended, 1948, 101; last sentence revised, 1947, 89. (See 1943, 339; 1945, 66 § 2.) For prior temporary legislation see 1935, 162; 1937, 240; 1939, 241; 1941, 260; 1943, 126.

SECT. 52 added, 1946, 284 (permitting banks to close on Saturdays during June, July, August and September); amended, 1947, 9.

SECT. 53 added, 1947, 169 (relative to the liability of banks to their depositors for non-payment of checks).

SECT. 54 added, 1949, 428 (relative to the registration of trust securities in the names of nominees by banks doing a trust business).

Chapter 168. — Savings Banks.

For temporary act, establishing the Mutual Savings Central Fund, Inc., for the term of five years, see 1932, 44; term extended to ten years, 1936, 149 § 1; term extended to twenty-five years, 1939, 149 § 1; act amended, 1941, 78 § 1.

For temporary act, providing for the establishment of a fund for the insurance of deposits in certain savings banks, see 1934, 43; amended, 1936, 149 §§ 2-4; 1938, 125 §§ 1, 2; 1939, 149 §§ 2, 3; 1941, 78 § 2.

For temporary act modifying the requirements for making certain railroad bonds legal investments for savings banks, institutions for savings and trust companies in their savings departments, see 1939, 87; 1941, 115; temporary act repealed, 1941, 413 § 11.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

For an act creating the Savings Bank Investment Fund as an additional means of investment for savings banks, see 1945, 283 §§ 1-11.

SECT. 1, two paragraphs (defining "deposit book [etc.]" and "savings bank") added at end, 1933, 334 § 3.

SECT. 2 revised, 1933, 334 § 4.

SECT. 2A added, 1933, 46 § 1 (authorizing savings banks to become members of the Federal Home Loan Bank established for the district of New England).

SECT. 5. See 1936, 143 § 2.

SECT. 8, two sentences added at end, 1948, 20.

SECT. 11 amended, 1933, 334 § 5.

SECT. 13 amended, 1933, 334 § 6; 1946, 34. (See 1933, 41 § 1.)

SECT. 15 amended, 1946, 32.

SECT. 17 revised, 1933, 334 § 7.

SECT. 23, first sentence revised, 1949, 63.

SECT. 25 revised, 1933, 334 § 8; amended, 1949, 270.

SECT. 25A added, 1933, 334 § 8 (authorizing the collection of savings from school children through principals, teachers, etc.).

SECT. 26 revised, 1933, 334 § 9; 1943, 21 § 1.

SECT. 27 amended, 1933, 334 § 10.

SECT. 28 revised, 1933, 334 § 11; 1949, 357 § 1. (See 1943, 30; 1948, 19 § 2; 1949, 357 § 4.)

SECT. 29 amended, 1933, 334 § 12; 1945, 111.

SECT. 31 amended, 1945, 97; revised, 1947, 45 § 1.

SECT. 31A revised, 1947, 45 § 2.

SECT. 33A revised, 1933, 334 § 13.

SECT. 33B added, 1941, 103 (relative to the sale of checks by savings banks).

SECT. 34 revised, 1933, 334 § 14.

SECT. 34A added, 1948, 75 (relative to joint deposits made in a savings bank in trust for another).

SECT. 35 revised, 1933, 334 § 15.

SECT. 42 revised, 1945, 365.

SECT. 44 amended, 1941, 186.

SECT. 45 amended, 1933, 334 § 16.

SECT. 47 revised, 1933, 334 § 17.

SECT. 49 amended, 1933, 334 § 18; 1941, 105.

SECT. 50 revised, 1933, 334 § 19.

SECT. 51 revised, 1932, 245 § 1.

SECT. 51A revised, 1933, 334 § 20; amended, 1943, 27 § 1.

SECT. 53 revised, 1933, 334 § 21.

SECT. 54, clause First, first two paragraphs revised, 1933, 334 § 22; same clause revised, 1937, 180; first paragraph revised, 1946, 256 § 1; subdivision (a) revised, 1946, 256 § 2; subdivision (d) revised, 1943, 94 § 1; 1946, 256 § 3; subdivision (e) revised, 1943, 94 § 2; 1945, 184 § 1; 1946, 256 § 4; subdivision (e $\frac{1}{2}$) inserted, 1945, 184 § 2; revised, 1946, 256 § 5; subdivision (f) amended, 1945, 184 § 3; subdivision (g) added, 1947, 98; subdivision (h) added, 1947, 254; clause First revised, 1949, 719; clause Second, subdivisions (a), (e) and (f) revised, 1933, 334 § 23; subdivision (h) added, 1933, 334 § 24 (forbidding investment of funds in bonds or notes of county, etc., in default, and defining term "in default"); subdivisions (a), (b), (c) and (d) affected, 1939, 112 § 2; clause Second revised, 1941, 413 § 1; subdivisions (h), (i), (j) stricken out and subdivisions (h) and (i) added, 1943, 215 § 1 (see 1943, 215 § 12); subdivision (k) amended, 1947, 236 § 1; clause Second A added, 1948, 361; clause Third affected, 1933, 111; 1934, 79; 1935, 72 §§ 1, 2; 1936, 84; 1937, 56; 1939, 87; 1941, 115, 413 § 11; subdivision (p) of clause Third revised, 1936, 79; clause Third revised, 1941, 413 § 2; subdivision (3) revised, 1943, 215 § 2; subdivision (4) amended, 1945, 377 § 1; first paragraph of subdivision (6) amended, 1943, 215 § 5; paragraph (d) of the definitions at the end of clause Third revised, 1943, 215 § 3; clause Third revised, 1948, 215; clause Third A added, 1943, 215 § 4 (relative to the investments of deposits and the income derived therefrom of savings banks in obligations of

certain reorganized railroad corporations); first paragraph of subdivision (5) amended, 1945, 377 § 2; clause Third A revised, 1948, 215; clause Fourth amended, 1932, 112; stricken out, 1941, 413 § 3; clause Fifth revised, 1941, 413 § 4; subdivision (3) amended, 1947, 236 § 2; clauses Fifth A–Fifth D added, 1941, 413 § 5; clause Fifth A, subdivision (3) revised, 1948, 92 § 1; clause Fifth B, subdivision (3) stricken out, 1948, 92 § 2; clause Fifth C, paragraph (c) added, 1947, 236 § 3; clause Fifth D, paragraph added at end, 1948, 92 § 3; clause Sixth A, first paragraph amended, 1937, 96; clause Sixth A revised, 1941, 413 § 6; 1945, 377 § 3; paragraph (c) of subdivision (1) revised, 1947, 236 § 4; paragraph (c) of subdivision (4) stricken out, 1947, 236 § 5; subdivisions (5), (6), (7) stricken out, and subdivisions (5), (6), (7), (8) inserted, 1947, 236 § 5; subdivision (8) amended, 1948, 92 § 4; clause Seventh, first paragraph amended, 1937, 87; second paragraph revised, 1932, 220; clause Seventh revised, 1941, 413 § 7; 1943, 215 § 6; last paragraph revised, 1948, 88; clause Seventh A added, 1945, 283 § 12 (authorizing the investment of deposits of savings banks in shares of the Savings Bank Investment Fund); clause Seventh B added, 1949, 340 (authorizing the investment of deposits of savings banks in obligations of federal intermediate credit banks); clause Ninth, first paragraph amended, 1945, 197 § 1; 1945, 407 § 1; subdivision (a) revised, 1945, 197 § 2 (see 1945, 407 § 2); amended, 1946, 68; subdivision (c) (2) stricken out, 1933, 334 § 25; subdivision (d) stricken out, 1941, 413 § 8; subdivision (e) (2) revised, 1933, 334 § 26; amended, 1943, 110 § 4; revised, 1943, 215 § 7; subdivision (e) (3) revised, 1933, 334 § 26; 1943, 215 § 8; subdivision (e) (4) stricken out, 1943, 110 § 5; subdivision (e) (5) revised, 1933, 334 § 26; amended, 1943, 110 § 6; subdivision (e) (6) amended, 1939, 244 § 5; 1941, 234; clause Tenth A added, 1941, 106; amended, 1945, 162; revised, 1948, 90; clause Eleventh revised, 1946, 122; clause Twelfth amended, 1937, 274 § 2; revised, 1943, 215 § 9; clause Twelfth A added, 1947, 142; clause Thirteenth A added, 1941, 107; clause Fifteenth revised, 1941, 413 § 9; subdivision (a) revised, 1943, 215 § 10; subdivision (c) revised, 1945, 377 § 4; subdivision (d) revised, 1945, 114; 1948, 124; clause Sixteenth affected, 1933, 111; 1934, 79; 1935, 72 §§ 1, 2; 1936, 84; 1937, 56; 1939, 87; 1941, 115, 413 § 11; clause Sixteenth stricken out, 1941, 413 § 10; clause Seventeenth revised, 1943, 215 § 11. (See 1943, 215 § 12.)

SECT. 54A added, 1949, 374 (further authorizing savings banks to invest in real estate mortgages insured by the federal housing administrator).

SECT. 55, paragraph added at end, 1933, 334 § 27 (authorizing the continuing of the offices of a merged savings bank as branch offices of the continuing bank).

SECT. 56 added, 1933, 41 § 1 (authorizing savings banks to purchase, loan upon or participate in loans upon the assets of certain closed and other banks).

SECT. 57 added, 1933, 334 § 28 (authorizing savings banks to become members of savings bank associations); revised, 1945, 61 § 1; sentence inserted after second sentence, 1949, 392.

SECTS. 58–60 added, 1943, 249 (providing for the establishment of a contributory savings bank employees retirement association); affected, 1948, 283.

SECT. 58, third paragraph amended, 1945, 104 § 1; 1948, 142 § 1; fourth paragraph amended, 1948, 142 § 2; last paragraph revised, 1946, 240; amended, 1948, 142 § 3; affected, 1948, 283.

SECT. 59 affected, 1948, 283.

SECT. 60 amended, 1945, 104 § 2; affected, 1948, 283.

Chapter 169. — Deposits with Others than Banks.

SECT. 1 amended, 1949, 64 § 1.

SECT. 3, last sentence revised, 1949, 64 § 2.

SECT. 6 amended, 1949, 64 § 3; 592 § 3.

SECT. 7 amended, 1949, 64 § 4.

SECT. 8 revised, 1949, 64 § 5.

Chapter 170. — Co-operative Banks.

For temporary act, establishing the Co-operative Central Bank for the term of five years, see 1932, 45; term extended to ten years, 1935, 82; amount which a member bank may borrow without collateral further regulated, 1935, 136; 1941, 86; term further extended to twenty-five years, 1938, 244 § 1; refunds to member banks regulated, 1939, 227 § 1; act further amended, 1943, 219.

For temporary act, providing for the establishment of a fund for the insurance of shares in co-operative banks, see 1934, 73; amended, 1935, 76, 80; 1936, 155; 1938, 244 §§ 2-5; 1939, 227 §§ 2-5; 1945, 116.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

For temporary act to enable certain co-operative banks to invest funds in certain securities, see 1948, 50.

The following references are to chapter 170, as appearing in the Tercenary Edition:

SECT. 16 revised, 1932, 292 § 1.

SECT. 19 amended, 1932, 292 § 2.

SECT. 20A added, 1932, 292 § 3 (authorizing payment to spouse or next of kin without administration in case value of shares does not exceed two hundred dollars).

SECT. 36A added, 1932, 292 § 4 (authorizing and regulating borrowings to meet withdrawals and to loan against shares).

SECT. 40, paragraph added at end, 1932, 233 § 1.

SECT. 41 amended, 1932, 233 § 2.

SECT. 42 amended, 1932, 233 § 3.

SECT. 45A added, 1933, 46 § 2 (authorizing co-operative banks to become members of the Federal Home Loan Bank established for the district of New England).

SECT. 50 added, 1932, 201 (authorizing co-operative banks to become members of certain leagues).

Chapter stricken out and new chapter inserted, 1933, 144.

The following references are to the new chapter 170:

SECT. 1. "Co-operative Bank Mortgage" defined, 1947, 21.

SECT. 3, two sentences added at end, 1949, 267.

SECT. 6, subsection (*h*) amended, 1946, 154 § 6; subsection (*k*) revised, 1947, 46.

SECT. 7 amended, 1938, 162 § 1; first sentence amended, 1946, 64.

SECT. 8 revised, 1947, 577.

SECT. 11 revised, 1947, 29.

SECT. 12 amended, 1936, 196 § 1; 1938, 159; 1941, 73; five sentences added at end, 1945, 177 § 1; same five sentences stricken out, 1947, 88 § 1.

SECT. 12A added, 1947, 88 § 2 (relative to savings shares and savings share accounts in co-operative banks).

SECT. 13, sentence added at end, 1947, 88 § 3.

SECT. 16, first paragraph revised, 1947, 88 § 4; second paragraph revised, 1936, 196 § 2; 1938, 244 § 7; sentence added at end, 1947, 35.

SECT. 17A added, 1941, 116 (providing for the temporary suspension of payments on certain shares of co-operative banks owned by persons engaged in the military or naval service of the United States, or by their dependents); revised, 1943, 142.

SECT. 23 revised, 1941, 76.

SECT. 25, sentence added at end, 1935, 174; same sentence revised, 1948, 48.

SECT. 27, sentence inserted after first sentence, 1945, 176 § 1.

SECT. 31 revised, 1946, 154 § 3.

SECT. 32A added, under heading "OTHER AUTHORIZED PAYMENTS", 1938, 197 (permitting acceptance of certain payments by co-operative banks).

SECT. 33 amended, 1935, 190; first sentence amended, 1945, 172.

SECT. 34 amended, 1934, 203 § 1.

SECT. 35, last paragraph stricken out, 1934, 203 § 2.

SECT. 35A added, 1945, 191 (providing for converting co-operative form mortgages to direct reduction form mortgages by agreement in co-operative banks).

SECTS. 36A-36D added under caption "DIRECT-REDUCTION LOANS" (changing and making permanent the law authorizing co-operative banks to make direct-reduction loans on real estate and providing for the suspension of payments thereon by persons in the military or naval service and others), 1941, 293 § 1. [For prior temporary legislation (repealed by 1941, 293 § 2) see 1935, 191; 1936, 203; 1937, 233; 1938, 199.]

SECT. 36A, first paragraph amended, 1945, 177 § 2; first sentence of same paragraph amended, 1947, 56 § 1; second paragraph revised, 1946, 154 § 1; first two sentences of same paragraph revised, 1947, 56 § 2; second and third paragraphs revised, 1948, 49; last paragraph amended, 1945, 115; revised, 1946, 255; paragraph added at end, 1945, 176 § 2; paragraph added at end, 1947, 56 § 3.

SECT. 36B, sentence added at end, 1945, 173.

SECT. 36D, paragraph added at end, 1946, 154 § 2; paragraph added at end, 1947, 86.

SECT. 36E added, 1945, 174 (authorizing additional loans for the benefit of certain real estate mortgaged to co-operative banks).

SECT. 36F added, 1947, 177 (relative to the making of certain residential construction development mortgage loans by co-operative banks).

SECT. 39 amended, 1941, 77; revised, 1946, 123.

SECT. 39A added, 1945, 171 (relative to the purchase by co-operative banks from federal agencies of certain loans made by such agencies).

SECT. 40 revised, 1941, 75.

SECT. 43A added, 1943, 77 (authorizing the sale of checks by co-operative banks); revised, 1946, 154 § 4; 1948, 58.

SECT. 44, second paragraph revised, 1936, 159.

SECT. 46 revised, 1943, 81.

SECT. 47 revised, 1935, 75; 1936, 133.

SECT. 49, first sentence amended, 1949, 592 § 4.

SECT. 50, first paragraph amended, 1935, 54; 1937, 174.

SECT. 50A added, under caption "CONVERSION", 1935, 215 (establishing the procedure to be followed by a co-operative bank in converting into a federal savings and loan association); first paragraph amended, 1938, 162 § 2; 1943, 235 § 1; second and third paragraphs revised, 1938, 244 § 6. (See 1943, 235 § 2; 1945, 193; 1946, 111; 1947, 20; 1948, 45; 1949, 269.)

SECT. 53, sentence added at end, 1949, 357 § 2. (See 1943, 30; 1948, 19; 1949, 357 § 4.)

SECT. 54 revised, 1943, 191; amended, 1948, 527 § 3. (See 1948, 527 § 5.)

SECT. 55 revised, 1945, 61 § 2; last two sentences revised, 1947, 57.

SECT. 56 revised, 1946, 154 § 5.

SECTS. 59-61 added, 1945, 190 (providing for the establishment of a contributory co-operative banks employees retirement association); affected, 1948, 283.

SECT. 59, last paragraph revised, 1946, 239; affected, 1948, 283.

SECT. 60 affected, 1948, 283.

SECT. 61 affected, 1948, 283.

Chapter 171. — Credit Unions.

For temporary act, establishing the Central Credit Union Fund, Inc., for the term of five years, see 1932, 216; amended, 1934, 221; 1939, 112 § 2. Term extended to ten years, 1936, 70. Term extended to twenty years, 1941, 177.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

SECT. 3, second paragraph revised, 1936, 323; 1948, 527 § 4. (See 1948, 527 § 5.)

SECT. 5 amended, 1939, 112 § 1.

SECT. 6A added, 1946, 184 (to authorize deductions from wages of employees of districts and municipalities for making certain payments to credit unions of such employees); repealed, 1947, 189 § 2. (See G. L. chapter 149 § 17SB, inserted by 1947, 189 § 1.)

SECT. 8 revised, 1946, 49 § 1.

SECT. 9 revised, 1946, 49 § 2.

SECT. 10, two sentences inserted after fifth sentence, 1945, 81; section revised, 1947, 87; fourth sentence revised, 1949, 287.

SECT. 15, last sentence stricken out, and paragraph added at end, 1933, 163 § 1; new paragraph added, 1935, 272; paragraph added by 1935, 272 revised, 1936, 329.

SECT. 16, second sentence amended, 1949, 286 § 1.

SECT. 17. See 1943, 30.

SECT. 19A added, 1938, 239 (relative to the liability of certain endorser upon notes held by credit unions and authorizing the establishment of contingent funds by credit unions); revised, 1941, 79.

SECT. 20A added, 1936, 119 (relative to the impairment of the capital of credit unions).

SECT. 21 amended, 1933, 163 § 2; 1937, 228; revised, 1943, 118; sentence added at end, 1946, 76; section revised, 1949, 341.

SECT. 24, paragraph added at end of subdivision (A), 1933, 163 § 3; first four paragraphs and subdivision (A) revised, 1941, 102; paragraph 4 of subdivision (A) revised, 1947, 85; paragraph 5 of subdivision (A) amended, 1946, 47; paragraph 7 of subdivision (A) added, 1948, 65; subdivision (B) revised, 1945, 82; 1947, 178.

SECT. 25, first paragraph revised, 1949, 286 § 2.

SECT. 27, first sentence amended, 1949, 592 § 5.

SECT. 29, first paragraph revised, 1936, 139.

SECT. 30 added, 1946, 90 (relative to the consolidation of credit unions and the conversion of foreign credit unions).

SECTS. 31-33 added, 1948, 509 § 1 (providing for the establishment of a contributory credit union employees retirement association). (See 1948, 509 § 2.)

Chapter 172. — Trust Companies.

For temporary act providing for the liquidation of certain trust companies, see 1939, 515; 1941, 143; 1943, 122.

SECT. 1 revised, 1934, 349 § 1.

SECT. 7, clause Fourth revised, 1934, 349 § 2.

SECT. 9, fifth sentence amended, 1934, 349 § 3.

SECT. 10, first paragraph amended, 1934, 349 § 4.

SECT. 11 revised, 1934, 349 § 5.

SECT. 12 revised, 1934, 349 § 6.

SECT. 13 revised, 1934, 349 § 7.

SECT. 14 revised, 1934, 349 § 8; 1935, 40; amended, 1936, 143 § 1.

SECT. 14A added, 1934, 349 § 9 (relative to the submission of a monthly report by the treasurer of a trust company to its board of directors); subparagraph 3 stricken out and subparagraphs 3 and 3A inserted, 1939, 244 § 1.

SECT. 15 revised, 1934, 349 § 10.

SECT. 16, paragraph added at end, 1934, 349 § 11.

SECT. 18 revised, 1934, 349 § 12; amended, 1935, 18; second paragraph revised, 1943, 110 § 8.

SECT. 19 amended, 1934, 349 § 13.

SECT. 19A added, 1943, 237 (providing for notice to the commissioner of banks of certain transfers of stock of trust companies).

SECT. 24 revised, 1934, 349 § 14; two paragraphs added at end, 1937, 248.

SECT. 25 amended, 1934, 349 § 15.

SECT. 26 amended, 1934, 349 § 16; revised, 1943, 21 § 2.

SECT. 27, three sentences added at end, 1946, 66.

SECT. 30A, sentence added at end, 1934, 349 § 17; same sentence amended, 1947, 28.

SECT. 31 revised, 1934, 349 § 18; last sentence amended, 1939, 124; 1949, 289 § 2.

SECT. 33 revised, 1941, 484 § 1. (See 1941, 484 §§ 4, 5.)

SECT. 34 revised, 1934, 349 § 19; 1939, 244 § 2.

SECT. 40 revised, 1941, 484 § 2; amended, 1945, 88. (See 1941, 484 §§ 4, 5.)

SECT. 40A added, 1943, 261 (clarifying the limits on the total liabilities of any one borrower to a trust company in its commercial and savings departments).

SECT. 41, sentence added at end, 1947, 36.

SECT. 43 revised, 1934, 349 § 20; 1941, 484 § 3. (See 1941, 484 §§ 4, 5.)

SECT. 44 revised, 1939, 187; amended, 1946, 87 § 1.

SECT. 44A added, 1933, 41 § 2 (authorizing trust companies to purchase, loan upon or participate in loans upon the assets of certain closed and other banks).

SECT. 45 revised, 1934, 349 § 21; amended, 1939, 244 § 3; revised, 1946, 87 § 2. (See 1943, 192; 1946, 87 § 4.)

SECT. 46 revised, 1934, 349 § 22; amended, 1939, 244 § 4; 1946, 87 § 3. (See 1943, 192; 1946, 87 § 4.)

SECT. 48 revised, 1934, 349 § 23; paragraph (c) added at end, 1937, 276.

SECT. 54 amended, 1934, 349 § 24; 1935, 172 § 1.

SECT. 54A added, 1935, 172 § 2 (authorizing trust companies under certain conditions to deposit in their commercial departments certain funds held in their trust departments).

SECT. 57 revised, 1934, 349 § 25.

SECT. 60 amended, 1934, 349 § 26.

SECT. 61 amended, 1933, 41 § 3.

SECT. 62 amended, 1934, 349 § 27; revised, 1941, 104.

SECT. 66 revised, 1932, 245 § 2.

SECT. 66A revised, 1943, 27 § 2.

SECT. 66B added, 1949, 289 § 3 (establishing the time within which an order may be paid notwithstanding the death of the drawer).

SECT. 67, paragraph added at end, 1933, 334 § 29 (regulating the declaration and payment of interest on deposits in savings departments of trust companies).

SECT. 69 amended, 1943, 110 § 7.

SECT. 70 revised, 1949, 357 § 3. (See 1943, 30; 1948, 19; 1949, 357 § 4.)

SECT. 74 amended, 1934, 349 § 28.

SECT. 75 revised, 1934, 349 § 29; last sentence revised, 1943, 193; 1945, 53 § 1.

SECT. 76 amended, 1934, 349 § 30.

SECT. 80 revised, 1934, 349 § 31 (but see 1934, 349 § 32); next to last sentence revised, 1945, 53 § 2.

SECT. 82 added, under caption "SET-OFF OR RECOUPMENT OF DEPOSITS", 1932, 295 § 1. (See 1932, 295 § 2.)

SECTS. 83-89 added, under caption "CONSERVATORSHIP", 1933, 87 § 1.

SECTS. 83, 88. See 1933, 112 §§ 6, 9.

SECT. 90 added, 1933, 273 (relative to the enforcement of conservatorship proceedings in respect to trust companies).

Chapter 172A. — Banking Companies.

New chapter inserted, 1935, 452 § 4.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

SECT. 1 revised, 1938, 266 § 2; amended, 1941, 391 § 1. (See 1941, 391 §§ 2, 3.)

SECT. 1A added, 1938, 266 § 3 (authorizing certain existing corporations to vote to carry on the business of a banking company on certain conditions).

SECT. 2 amended, 1938, 266 § 4.

SECT. 3 revised, 1938, 266 § 5; sentence added at end, 1948, 285.

SECT. 4 amended, 1938, 266 § 6; 1949, 268 § 1.

SECT. 5, first paragraph revised, 1938, 266 § 7; section revised, 1948, 148 § 1.

SECT. 5A added, 1948, 148 § 2 (relative to the limitations on the amount of deposits on certificate funds in banking companies).

SECT. 6 revised, 1938, 266 § 9.

SECT. 6A added, 1946, 115 § 1 (authorizing certain banking companies to receive deposits subject to withdrawal by check); amended, 1948, 150.

SECT. 7, preliminary sentence revised, 1946, 115 § 2; clause First, last sentence stricken out, 1945, 192 § 1; clause Second revised, 1943, 208; 1948, 35; clause Fourth added, 1945, 192 § 2; revised, 1948, 100.

SECT. 7A added, 1938, 266 § 8 (relative to the carrying and disposition by certain existing corporations of certain assets not authorized as investments after they become subject to this chapter).

SECT. 7B added, 1948, 36 (prohibiting the making of loans by banking companies on the security of their own shares and regulating the acquisition or holding by them of such shares).

SECT. 8 amended, 1947, 39.

SECT. 8A added, 1948, 34 (prohibiting the making of loans or extensions of credit by banking companies to their own executive officers).

SECT. 10, first sentence amended, 1946, 115 § 3; two sentences added at end, 1949, 268 § 2.

SECT. 12, sentence added at end, 1948, 37.

SECT. 12A added, 1948, 281 (relative to the merger, consolidation or purchase and sale of assets of banking companies).

SECT. 15 added, 1941, 438 (authorizing banking companies to sell certain negotiable checks).

Chapter 173. — Mortgage Loan Investment Companies.

SECT. 15 amended, 1949, 592 § 6.

SECT. 16 revised, 1949, 592 § 7.

Chapter 174. — Bond and Investment Companies.

SECT. 11 revised, 1948, 623 § 1.

SECTS. 13-17 added, 1948, 623 § 2 (regulating the deduction of certain expenses by the seller in sales of installment investment contracts).

Chapter 174A. — Regulation of Rates for Fire, Marine and Inland Marine Insurance, and Rating Organizations.

New chapter inserted, 1947, 614 § 1. (See 1947, 614 § 3.)

Chapter 175. — Insurance.

For legislation authorizing domestic insurance companies to invest in real estate mortgages insured under the National Housing Act, see 1939, 359. (See also 1943, 339.) [For other legislation, see 1935, 162; 1937, 240; 1939, 241; 1941, 260; 1943, 126; 1946, 125.]

For temporary act, modifying the requirements for investments in real estate mortgages, see 1936, 191; amended, 1936, 405 § 2; extended, 1939, 98; 1941, 40.

For temporary legislation authorizing insurance companies to make loans to veterans of World War II guaranteed or insured by the administrator of veterans' affairs, see 1945, 46; 1946, 126; 1947, 110.

For temporary legislation confirming the power and authority of domestic insurance companies, their officers, directors, employees and agents, to pay certain taxes and fees, and relating to liability therefor, see 1945, 57; 1947, 80.

SECT. 1, definition of "Company" revised, 1947, 488 § 10; paragraph added (after definition of "Foreign company") defining "Industrial life insurance policy" or "policy of industrial life insurance", 1943, 227 § 11; paragraph added after word "law" in the fifty-second line, 1938, 306 (defining "resident" with respect to the incorporators, officers and directors of insurance companies). (See 1943, 227 §§ 13, 14.)

SECT. 4, first paragraph revised, 1938, 357 § 1; fourth paragraph amended, 1939, 472 § 4; revised, 1941, 324.

SECT. 5 amended, 1933, 107 § 2.

SECT. 6, first paragraph amended, 1933, 107 § 3; section amended, 1939, 472 § 1; first paragraph amended, 1939, 488 § 2; last sentence of same paragraph revised, 1949, 242 § 1. (See 1939, 488 § 9.)

SECT. 9, clause Second revised, 1941, 326 § 1; clause Fourth revised, 1941, 326 § 2; section revised, 1943, 227 § 1. (See 1943, 227 §§ 13, 14.)

SECT. 10 revised, 1947, 217.

SECT. 11, first paragraph amended, 1934, 92 § 1; revised, 1943, 207 § 3; 1945, 605 § 2; 1947, 539; third paragraph amended, 1933, 5. (See 1943, 207 § 4; 1945, 605 § 3.)

SECT. 12 amended, 1943, 183 § 1. (See 1943, 183 § 2.)

SECT. 12A added, 1943, 183 § 2 (relating to the computation of reserves required of certain domestic liability insurance companies with respect to certain policies of liability insurance).

SECT. 14 amended, 1939, 395 § 2; revised, 1941, 635 § 3, 693; paragraph inserted after paragraph contained in line 14, 1943, 54 § 1; revised, 1945, 593 § 1; paragraph contained in lines 22-26 revised, 1943, 288; seventeenth paragraph revised, 1943, 54 § 2, 227 § 2. (See 1945, 593 § 2.)

SECT. 14A added, 1949, 735 § 2 (relative to contributions to the expenses of the Committee on Valuation of Securities of the National Ass'n of Insurance Commissioners, and the assessment upon domestic life insurance companies therefor).

SECT. 16, second paragraph amended, 1939, 395 § 3.

SECT. 19A amended, 1934, 137 § 2; revised, 1941, 364 § 1.

SECT. 19B added, 1939, 375 (authorizing domestic insurance companies to merge or consolidate with foreign insurance companies in certain cases); revised, 1941, 364 § 2.

SECT. 19C added, 1941, 364 § 3 (relative to rights of stockholders of merging or consolidating corporations).

SECT. 20, first sentence of second paragraph amended, 1946, 508; second sentence of second paragraph revised, 1948, 571; new paragraph inserted after fifth paragraph, 1941, 343.

SECT. 22A revised, 1935, 234; first paragraph amended, 1946, 158; last paragraph amended, 1938, 181.

SECT. 24, sentence added at end of first paragraph, 1946, 244.

SECT. 25, second paragraph revised, 1945, 159; last paragraph of Form A stricken out, 1934, 12; Forms B and C revised, 1947, 488 § 2; last paragraph of section amended, 1934, 92 § 2.

SECT. 29 revised, 1939, 167.

SECT. 32 revised, 1938, 357 § 2; amended, 1941, 342 § 1.

SECT. 33 revised, 1946, 186.

SECT. 36, second paragraph revised, 1935, 140; 1936, 61; two paragraphs added at end, 1938, 218 § 1.

SECT. 36A added, 1948, 496 (relative to payment of retirement or insurance benefits to agents and agency employees of certain domestic insurance corporations).

SECT. 47, clause First revised, 1938, 176; clause Fourth revised, 1938, 307; clause Sixth amended, 1941, 243; 1945, 436; clause Seventh amended, 1937, 261; clause Twelfth revised, 1935, 204; clause Seventeenth added, 1946, 471 § 1.

SECT. 48, first paragraph revised, 1946, 471 § 2; lines 22 and 23 stricken out and new paragraph inserted, 1946, 471 § 3.

SECT. 48A revised, 1946, 471 § 4.

SECT. 49, paragraph inserted after second paragraph, 1939, 15 § 2; paragraph contained in the twenty-second to the twenty-eighth lines revised, 1941, 342 § 2; last paragraph stricken out, 1941, 342 § 3.

SECT. 50, first sentence revised, 1945, 609 § 1; third sentence amended, 1932, 180 § 33.

SECT. 51, clause (a) revised, 1946, 471 § 5.

SECT. 54, clause (a $\frac{1}{2}$) added, 1946, 471 § 6; clause (e) revised, 1939, 488 § 3. (See 1939, 488 § 9.)

SECT. 54A added, 1932, 165 (permitting certain insurance companies to make outside the commonwealth contracts insuring personal property against all risks or hazards); amended, 1938, 198.

SECTS. 54B-54D added, 1945, 384 § 2 (authorizing multiple line underwriting, so-called, by certain domestic and foreign stock and mutual insurance companies). (See 1945, 384 § 3.)

SECT. 54B revised, 1946, 285.

SECT. 59, sentence added at end, 1948, 286.

SECT. 63, paragraph 2, clause (d) added, 1947, 266 § 1; paragraph 3 amended, 1947, 266 § 2; paragraph 3A added, 1948, 70; paragraph 4 revised, 1947, 266 § 3; paragraph 5A added, 1947, 266 § 4; paragraph 6 revised, 1947, 266 § 5; paragraph 7 revised, 1945, 188; sentence added at end, 1946, 438 § 2; paragraph 9 revised, 1947, 266 § 6; paragraph 11 revised, 1947, 266 § 7; paragraph 14A added, 1947, 266 § 8.

SECT. 64, second paragraph amended, 1936, 213; third paragraph

revised, 1943, 207 § 2; 1947, 269 § 2; paragraph added at end, 1941, 548. (See 1943, 207 § 4.)

SECT. 65 amended, 1946, 125; 1947, 41.

SECT. 66 amended, 1947, 650.

SECT. 66A added, 1943, 207 § 1 (relative to the construction, operation and maintenance of low rental housing projects by domestic life insurance companies); revised, 1945, 605 § 1; 1947, 504. (See 1943, 207 § 4; 1945, 605 § 3.)

SECT. 66B added, 1947, 269 § 1 (authorizing domestic life insurance companies to invest in certain land and buildings).

SECT. 72 amended, 1936, 212.

SECT. 73, first paragraph revised, 1939, 300 § 1.

SECT. 77 amended, 1941, 365 § 1. (See 1941, 365 § 2.)

SECT. 79 revised, 1933, 23 § 1.

SECT. 80, first sentence revised, 1947, 196; paragraph inserted after the word "classified" in the twenty-third line, 1936, 315; section revised, 1947, 317.

SECT. 83, paragraph added at end, 1941, 716 § 5. (See 1941, 723.)

SECT. 85A added, 1941, 716 § 1 (providing that the commissioner of insurance may authorize certain domestic mutual insurance companies to issue non-assessable policies); sentence added at end, 1943, 247 § 1; sentence added at end, 1947, 197 § 1. (See 1941, 723; 1943, 247 § 4.)

SECT. 87 repealed, 1934, 22.

SECT. 90, first paragraph amended, 1941, 716 § 2; 1945, 403 § 2. (See 1941, 723.)

SECT. 90A amended, 1939, 300 § 2.

SECT. 90B revised, 1933, 23 § 2; 1945, 726.

SECT. 93, first paragraph revised, 1939, 488 § 1; 1941, 654 § 1. (See 1939, 488 § 9.)

SECT. 93B revised, 1939, 488 § 4. (See 1939, 488 § 9.)

SECT. 93C revised, 1939, 488 § 5. (See 1939, 488 § 9.)

SECT. 93D revised, 1939, 488 § 6. (See 1939, 488 § 9.)

SECT. 93F added, 1941, 716 § 3 (permitting certain domestic mutual insurance companies to issue non-assessable policies); sentence added at end, 1943, 247 § 2; sentence added at end, 1947, 197 § 2. (See 1941, 723; 1943, 247 § 4.)

SECT. 94, first two paragraphs stricken out, and two new paragraphs inserted, 1933, 81; first paragraph amended, 1938, 218 § 2; 1943, 532 § 2; revised, 1945, 313 § 2. (See 1945, 313 § 5.)

SECTS. 94A-94M added, 1947, 488 § 1 (authorizing and regulating the exchange of reciprocal or inter-insurance contracts in the commonwealth).

SECT. 96A added, 1946, 471 § 7 (providing that insurance against expenses actually incurred in repairing or replacing property damaged or destroyed by fire or other causes shall not be subject to certain limitations as to value).

SECT. 97 amended, 1933, 31; two sentences added at end, 1945, 399 § 1. (See 1945, 399 § 2.)

SECT. 99, clause Ninth revised, 1934, 95; paragraph of the standard form appearing in lines 14-23 revised, 1943, 462; clause Tenth added, 1947, 488 § 3.

SECT. 102 amended, 1932, 174 § 1; revised, 1934, 110 § 1. (See 1932, 174 § 2; 1934, 110 § 2.)

SECT. 104 repealed, 1947, 614 § 2. (See 1947, 614 § 3.)

SECT. 106 revised, 1932, 150 § 1; amended, 1939, 400 § 1. (See 1932, 150 § 4.)

SECT. 108, paragraph added at end, 1945, 341; paragraphs A-C added at end, 1947, 607.

SECT. 110, sentence added at end, 1939, 133; section amended, 1941, 118; revised, 1943, 424 § 3, 532 § 1; subdivision (1) of second paragraph amended, 1945, 403 § 1; section revised, 1949, 676 § 3.

SECT. 110A added, 1938, 401 (relative to exemption of the benefits of disability insurance from attachment and execution).

SECT. 110B added, 1939, 209 (relative to the termination or lapsing of certain accident and health policies for non-payment of premiums).

SECT. 111C added, 1943, 375 § 1 (providing for the inclusion of accident benefits in certain liability insurance policies); revised, 1948, 287.

SECT. 113A, provision (2) amended, 1933, 119 § 1; revised, 1933, 145 § 1; 1949, 570; provision (2A) added, 1933, 145 § 2; amended, 1935, 296 § 1; provision (6) revised, 1936, 272; 1949, 693 § 1. (See 1933, 145 § 3; 1935, 296 § 2; 1949, 693 § 2.)

SECT. 113B, paragraph inserted after first paragraph, 1935, 459 § 4. (See 1935, 459 § 5.)

SECT. 113D, first paragraph revised, 1933, 119 § 2; fourth paragraph revised, 1933, 146 § 1; sixth paragraph revised, 1933, 146 § 2; amended, 1934, 46; first sentence of sixth paragraph amended, 1938, 311; paragraph added at end, 1933, 119 § 3; paragraph added at end, 1934, 379. (See 1933, 119 § 6, 146 § 3.)

SECT. 113E added, 1934, 61 (prohibiting certain discrimination in the issuance or execution of motor vehicle liability policies or bonds); amended, 1941, 401.

SECT. 113F added, 1937, 390 (relative to the renewal of motor vehicle liability policies or bonds, so called, in certain cases); first paragraph amended, 1938, 351.

SECT. 113G added, 1939, 406 § 1 (relative to the relations of officers, directors and employees of certain domestic insurance companies with certain insurance agencies and finance companies). (See 1939, 406 § 2.)

SECT. 114 amended, 1932, 180 § 34; 1939, 225.

SECT. 116A amended, 1932, 180 § 35.

SECT. 117A, first paragraph amended, 1938, 216 § 1; heading before section 117A stricken out and "MARINE AND AUTOMOBILE AND SPRINKLER LEAKAGE INSURANCE" inserted, 1938, 216 § 2.

SECT. 123 revised, 1943, 186.

SECT. 125. See 1933, 42.

SECT. 126 amended, 1943, 227 § 5. (See 1933, 42 §§ 13, 14; 1943, 227.)

SECT. 132, first paragraph revised, 1933, 101 § 1; first paragraph amended, 1943, 227 § 6; provisions numbered 6, 7, 8, 9, revised, 1943, 227 § 7; four paragraphs added at end of section, 1943, 227 § 6. (See 1943, 227 §§ 13, 14.)

SECTS. 132A-132E added, 1945, 313 § 1 (relative to group annuity contracts). (See 1945, 313 § 5; 1947, 188 §§ 1, 2.)

SECT. 133, clause (a) amended, 1946, 346; 1948, 54; clause (b)

amended, 1938, 362 § 2; clause (b) amended, 1943, 424 § 1; clause (c) added, 1938, 362 § 1; clause (d) added, 1943, 424 § 2; clause (e) added, 1949, 676 § 1.

SECT. 134, sentence added at end of provision numbered 4, 1938, 362 § 3; said provision revised, 1939, 170; 1941, 456; last paragraph stricken out and three new paragraphs inserted, 1938, 362 § 4; first of said paragraphs revised, 1949, 676 § 2.

SECT. 134A added, 1949, 676 § 4 (relative to the time of notice required in the conversion of group life insurance policies).

SECT. 138A added, 1943, 424 § 4 (relative to deductions from salaries of state, county and municipal employees for payment of premiums on certain group life insurance policies).

SECT. 139, two sentences added at end, 1945, 335; section revised, 1946, 313.

SECT. 140, second paragraph revised, 1943, 227 § 12; third paragraph amended, 1933, 101 § 2. (See 1943, 227 §§ 13, 14.)

SECT. 142 revised, 1943, 227 § 8. (See 1943, 227 §§ 13, 14.)

SECT. 143 revised, 1943, 227 § 9. (See 1943, 227 §§ 13, 14.)

SECT. 144, last paragraph revised, 1933, 101 § 3; first three paragraphs stricken out and four new paragraphs inserted, 1938, 209 § 1; section revised, 1943, 227 § 3; subdivision 11 added, 1945, 313 § 3. (See 1938, 209 § 3; 1943, 227 §§ 13, 14; 1945, 313 §§ 4, 5.)

SECT. 146 revised, 1943, 227 § 4. (See 1943, 227 §§ 13, 14.)

SECT. 146A added, 1945, 298 (providing for giving notice to holders of lapsed industrial life insurance policies of non-forfeiture benefits).

SECT. 147 amended, 1938, 209 § 2; repealed, 1943, 227 § 10. (See 1943, 227 §§ 13, 14.)

SECT. 147A repealed, 1943, 227 § 10. (See 1943, 227 §§ 13, 14.)

SECT. 147B added, 1935, 232 (requiring foreign life insurance companies to provide for paid-up and extended term insurance and cash surrender values on policies of industrial life insurance issued in the commonwealth); repealed, 1943, 227 § 10. (See 1943, 227 §§ 13, 14.)

SECTS. 149A-149D added, 1946, 455 (providing that certain unclaimed funds held by domestic life insurance companies be paid into the state treasury).

SECT. 149D, last sentence revised, 1949, 694 § 1. (See 1949, 694 § 2.)

SECT. 150 revised, 1945, 609 § 2; amended, 1946, 250.

SECT. 151, clause Second amended, 1933, 107 § 1; clause Second, subdivision (3) (c) revised, 1939, 488 § 7; clause Second, subdivision (3) (f) revised, 1939, 488 § 8. (See 1939, 488 § 9.)

SECT. 152A added, 1941, 716 § 4 (relative to the issue by certain foreign mutual insurance companies of non-assessable policies); sentence added at end, 1943, 247 § 3; same sentence amended, 1947, 257; sentence added at end, 1947, 197 § 3. (See 1941, 723; 1943, 247 § 4.)

SECT. 155, clause First revised, 1932, 150 § 2; amended, 1939, 400 § 2. (See 1932, 150 § 4.)

SECT. 156A amended, 1933, 30.

SECT. 157, paragraph added at end, 1939, 315; section revised, 1941, 451.

SECT. 160A added, 1933, 25 § 1 (prohibiting the printing or publication of certain advertisements for or on behalf of unlicensed insurance companies).

SECT. 160B added, 1934, 14 § 1 (authorizing the commissioner of insurance to publish certain information relative to unlicensed foreign insurance companies or societies).

SECT. 162, third paragraph revised, 1941, 286.

SECT. 162A added, 1947, 629 (authorizing insurance companies and their agents to compensate duly licensed insurance brokers for certain services).

SECT. 163, paragraph added at end, 1941, 502; same paragraph revised, 1943, 85.

SECT. 164A added, 1938, 225 (providing that no insurance agent shall be charged with a decrease or deduction from his commission or salary on account of industrial life insurance policies lapsed or surrendered after being paid on for three years); revised, 1943, 226.

SECT. 167A amended, 1934, 137 § 3; 1937, 260; 1945, 368.

SECT. 172, last sentence revised, 1941, 703.

SECT. 173 revised, 1946, 299.

SECT. 174C added, 1941, 493 (relative to the qualifications and licensing of insurance agents, insurance brokers and special insurance brokers).

SECTS. 177A-177D added, 1939, 395 § 1 (defining and providing for the licensing of insurance advisers).

SECT. 177B, second and third paragraphs stricken out, and new paragraph inserted, 1941, 635 § 1; paragraph added at end, 1941, 635 § 2.

SECT. 178 amended, 1941, 450 § 2.

SECT. 179, sentence added at end, 1939, 472 § 2; section revised, 1941, 452.

SECT. 180A stricken out, and new sections 180A-180L inserted, 1939, 472 § 3 (relative to the rehabilitation, conservation and liquidation of certain domestic and foreign insurers).

SECT. 180B, first sentence revised, 1949, 242 § 2.

SECT. 181 revised, 1934, 160; amended, 1939, 395 § 4.

SECT. 184 amended, 1937, 103; first sentence revised, 1947, 531; section amended, 1948, 98.

SECT. 185, first paragraph amended, 1939, 400 § 3; second paragraph revised, 1932, 150 § 3; first and second paragraphs revised, 1941, 654 § 2; section revised, 1943, 238 § 2.

SECT. 186A added, 1949, 237 (relative to certain presumptions created by the delivery of endowment policies or annuity contracts).

SECT. 187C, first paragraph amended, 1934, 34; 1936, 215 § 1. (See 1936, 215 § 2.)

SECT. 187E added, 1947, 104 (to facilitate payment by insurance companies of amounts not exceeding five hundred dollars due to estates of deceased persons).

SECT. 192, sentence added at end, 1943, 375 § 2.

SECT. 193B added, 1937, 314 (authorizing the payment of motor vehicle insurance premiums in instalments).

SECT. 193C added, 1948, 617 (authorizing interlocking directorates of domestic insurance companies).

SECT. 193D added, 1948, 621 (regulating the acquisition by domestic insurance companies of stock guaranty capital or other share capital of insurance companies).

Chapter 175A. — Regulation of Rates for Certain Casualty Insurance, including Fidelity, Surety and Guaranty Bonds, and for all other Forms of Motor Vehicle Insurance, and Regulation of Rating Organizations.

New chapter inserted, 1947, 641 § 1. (See 1947, 641 § 3.)

Chapter 176. — Fraternal Benefit Societies.

SECT. 1, definition of "Fraternal benefit society" amended, 1945, 346 § 2.

SECT. 3 amended, 1941, 336 § 1; sentence inserted after first sentence, 1949, 217.

SECT. 4 amended, 1939, 139.

SECT. 5 amended, 1933, 25 § 2; 1934, 14 § 2; 1943, 238 § 3.

SECT. 8 amended, 1945, 346 § 3.

SECT. 11 amended, 1943, 309 § 1.

SECT. 12, first paragraph revised, 1941, 310.

SECT. 13, first sentence amended, 1945, 346 § 4.

SECT. 13A added, 1945, 346 § 1 (authorizing certain fraternal benefit societies to provide for hospitalization and medical service insurance).

SECT. 14 amended, 1945, 346 § 5; sentence added at end, 1949, 253.

SECT. 16 amended, 1938, 93.

SECT. 18 revised, 1941, 336 § 2.

SECT. 19, first sentence amended, 1945, 346 § 6; 1949, 252.

SECT. 19A added, 1939, 236 § 1 (relating to the granting of annuities by certain fraternal benefit societies).

SECT. 21 amended, 1934, 170; revised, 1937, 79; amended, 1939, 236 § 2.

SECT. 22 amended, 1941, 336 § 3.

SECT. 23 amended, 1932, 46; 1938, 94; 1949, 216.

SECT. 24 amended, 1941, 322; first sentence amended, 1945, 329.

SECT. 25 revised, 1938, 157.

SECT. 30 amended, 1941, 336 § 4.

SECT. 31 amended, 1945, 346 § 7; 1947, 393; 1949, 251.

SECT. 32 revised, 1943, 309 § 2.

SECT. 32A added, 1943, 74 (providing a penalty for the alteration, defacement, mutilation, destruction or concealment of any record of a fraternal benefit society).

SECT. 36, first paragraph amended, 1941, 336 § 5.

SECT. 37A added, 1945, 331 (requiring vouchers, etc., for certain disbursements by fraternal benefit societies).

SECT. 40, first two sentences amended, 1932, 180 § 36; first paragraph amended, 1945, 346 § 8.

SECT. 41 amended, 1939, 168; 1945, 346 § 9.

SECT. 42A added, 1943, 238 § 1 (further regulating the admission of certain foreign fraternal benefit societies to transact business within the commonwealth).

SECT. 45, second sentence amended, 1939, 254 § 1; paragraph added after first paragraph, 1943, 309 § 3; second paragraph amended, 1932, 104.

SECT. 46, fifth paragraph amended, 1939, 254 § 2; paragraph inserted after third paragraph, 1941, 274; three sentences added at end of paragraph so inserted, 1943, 86.

SECT. 46B added, 1932, 47 § 1 (authorizing certain fraternal benefit societies to acquire, hold, manage and dispose of real property, and confirming title to such property heretofore acquired by certain of such societies).

SECT. 46C added, 1941, 397 (permitting certain fraternal benefit societies to contract with insurance companies for the payment of benefits).

SECT. 46D added, 1945, 506 (authorizing grand or district lodges of certain secret orders or fraternities to pay a limited amount of death or funeral benefits).

SECT. 49A added, 1946, 124 (authorizing certain fraternal benefit societies to pay pensions to their employees in certain cases); revised, 1949, 218.

Chapter 176A. — Non-Profit Hospital Service Corporations.

New chapter inserted, 1936, 409.

SECT. 2, second sentence amended, 1939, 312 § 7.

SECT. 3 amended, 1939, 312 § 1; sentence added at end, 1947, 403 § 1.

SECT. 4 amended, 1939, 312 § 2.

SECT. 5 revised, 1939, 312 § 3.

SECT. 7 amended, 1939, 312 § 4; sentence added at end, 1947, 403 § 2.
(See 1947, 403 § 3.)

SECT. 9 revised, 1939, 312 § 5.

SECT. 11 added, 1939, 312 § 6 (relative to the payment of salaries, compensation or emoluments by certain non-profit hospital service corporations).

SECT. 12 added, 1943, 424 § 5 (relative to deductions from salaries of state, county and municipal employees of amounts payable under contracts issued by non-profit hospital service corporations).

Chapter 176B. — Medical Service Corporations.

New chapter inserted, 1941, 306.

SECT. 3, paragraph added at end, 1948, 359.

SECT. 16A added, 1943, 424 § 6 (relative to deductions from salaries of state, county and municipal employees of amounts payable under certificates issued by certain medical service corporations).

Chapter 176C. — Non-Profit Medical Service Plans.

New chapter inserted, 1941, 334.

SECT. 16A added, 1943, 424 § 7 (relative to deductions from salaries of state, county and municipal employees of amounts payable under contracts issued by certain medical service corporations).

Chapter 176D. — Unfair Methods of Competition and Unfair and Deceptive Acts and Practices in the Business of Insurance.

New chapter inserted, 1947, 659.

Chapter 178. — Savings Bank Life Insurance.

For legislation relative to the computation of the reserve liability with respect to life insurance policies issued by savings and insurance banks and to the non-forfeiture benefits under such policies, see 1943, 227.

- SECT. 10 amended, 1935, 330 § 1; 1946, 112 § 1. (See 1946, 112 § 2.)
SECT. 11 amended, 1935, 330 § 2.
SECT. 11A added, 1935, 330 § 3 (relative to non-payment of premiums on annuity and certain other contracts).
SECT. 14 amended, 1947, 260 § 3.
SECT. 15 amended, 1935, 330 § 4; 1936, 285 § 1.
SECT. 16 revised, 1947, 260 § 4.
SECT. 17 revised, 1935, 330 § 5; 1939, 391 § 1. (See 1939, 391 § 2.)
SECT. 18 amended, 1943, 210 § 1.
SECT. 18A added, 1943, 210 § 2 (relative to payments to the general insurance guaranty fund).
SECT. 19 amended, 1935, 330 § 6.
SECT. 21 revised, 1935, 330 § 7; amended, 1936, 285 § 2.
SECT. 26 revised, 1932, 103.
SECT. 29 amended, 1936, 285 § 3; revised, 1941, 108 § 1.
SECT. 30 amended, 1936, 285 § 4.
SECT. 31 revised, 1941, 108 § 2.
SECTS. 32 and 33 added, 1947, 143 (creating the savings bank life insurance council and defining its powers and the powers of savings and insurance banks relative thereto).

Chapter 179. — Proprietors of Wharves, Real Estate lying in Common, and General Fields.

- SECT. 3 revised, 1943, 130 § 1. (See 1943, 130 § 2.)
SECT. 15 revised, 1948, 550 § 38.

Chapter 180. — Corporations for Charitable and Certain Other Purposes.

- SECT. 3 amended, 1943, 549 § 5; revised, 1947, 559 § 1. (See 1947, 559 § 7.)
SECT. 5 amended, 1934, 328 § 21; second sentence revised, 1947, 559 § 2.
SECT. 6 revised, 1947, 461; 1949, 692 § 1.
SECT. 6A added, 1949, 692 § 2 (relative to the approval of certain proposed corporations organized for the purpose of caring for minors and aged persons).
SECT. 8 repealed, 1947, 559 § 3.
SECT. 10 amended, 1932, 180 § 37; revised, 1937, 151 § 1; 1943, 549 § 6; 1947, 559 § 4.
SECT. 11 revised, 1937, 151 § 2; 1947, 559 § 5.
SECT. 12 amended, 1946, 24; last sentence revised, 1948, 354 § 2.
SECT. 12A amended, 1935, 246; 1946, 25.
SECT. 17, first sentence revised, 1947, 559 § 6.
SECT. 26A added, 1933, 236 § 1 (requiring the filing of annual returns by certain incorporated clubs and other corporations); amended, 1945, 225. (See 1933, 236 § 2.)
SECT. 27 amended, 1934, 328 § 22.

Chapter 181. — Foreign Corporations.

- SECT. 3 revised, 1943, 459 § 4; amended, 1946, 342 § 1; last sentence revised, 1949, 54.
SECT. 4, paragraph added at end, 1946, 342 § 2.

Chapter 182. — Voluntary Associations and Certain Trusts.

SECT. 2 revised, 1948, 550 § 39.

SECT. 3 amended, 1945, 649 § 1.

SECT. 4 amended, 1945, 649 § 2.

SECT. 7 amended, 1945, 649 § 3.

SECT. 8 amended, 1945, 649 § 4.

SECT. 9 amended, 1945, 649 § 5.

Chapter 183. — Alienation of Land.

SECT. 4 revised, 1941, 85.

SECT. 28A added, 1946, 438 § 1 (extending the security of real estate mortgages to cover expenses of repairs or replacements of mortgaged property and taxes and other assessments).

SECT. 43 amended, 1937, 101 § 1.

SECT. 44 amended, 1937, 101 § 2.

Chapter 184. — General Provisions relative to Real Property.

SECT. 13 amended, 1937, 112; revised, 1937, 245 § 1; first paragraph amended, 1943, 52 § 1. (See 1937, 245 § 2; 1943, 52 § 2.)

SECT. 15 amended, 1941, 88 § 1. (See 1941, 88 § 2.)

SECT. 17A added, 1939, 270 (relative to the effect of agreements for the purchase and sale of real estate).

Chapter 185. — The Land Court and Registration of Title to Land.

SECT. 1, clause (b) revised, 1935, 318 § 3; clause (c) revised, 1935, 318 § 4; clause (*j*½) added, 1934, 263 § 1 (granting to land court exclusive original jurisdiction to determine by declaratory judgment the validity and extent of municipal zoning ordinances, by-laws and regulations); clause (k) revised, 1934, 67 § 1; clauses (l) and (m) added, 1935, 318 § 5 (granting to said court original jurisdiction concurrent with supreme judicial and superior courts of certain suits in equity); paragraph in lines 44-50, inclusive, revised, 1937, 183 § 1; paragraph in lines 51-55 revised, 1947, 449 § 3. (See 1934, 67 § 2; 1935, 318 § 8; 1937, 183 § 2; 1947, 449 § 7.)

SECT. 2 amended, 1937, 409 § 3. (See 1937, 409 § 7.)

SECT. 2A repealed, 1937, 409 § 4. (See 1937, 409 § 7.)

SECT. 6, last sentence amended, 1949, 447.

SECT. 10A revised, 1948, 664 § 3.

SECT. 12, sentence added at end, 1941, 27; section revised, 1943, 29; 1949, 47.

SECT. 14, sentence in lines 10-12 stricken out, 1946, 427 § 2; section revised, 1946, 544 § 3; first sentence amended, 1949, 696. (See 1946, 427 § 3; 544 § 5.)

SECT. 25A added, 1933, 55 (relative to the power of the land court to enforce its orders and decrees, and relative to service of its processes).

SECT. 40 amended, 1937, 118.

SECT. 48, paragraph added at end, 1949, 48.

SECT. 78 amended, 1937, 144 § 1. (See 1937, 144 § 2.)

Chapter 186. — Estates for Years and at Will.

SECT. 12 revised, 1946, 202.

SECT. 15 added, 1945, 445 § 1 (making void certain provisions of leases and rental agreements pertaining to real property). (See 1945, 445 § 2.)

SECT. 16 added, 1947, 118 § 1 (making void so much of any real estate or rental agreement as provides for its termination in the event tenants have children). (See 1947, 118 § 2.)

Chapter 188. — Homesteads.

SECT. 1 amended, 1939, 32 § 1. (See 1939, 32 § 5.)

SECT. 9 amended, 1939, 32 § 2. (See 1939, 32 § 5.)

Chapter 189. — Dower and Curtesy.

SECT. 3 revised, 1936, 91 § 1. (See 1936, 91 § 2.)

Chapter 190. — Descent and Distribution of Real and Personal Property.

SECT. 1, paragraph (1) amended, 1945, 238 § 1. (See 1945, 238 § 2.)

SECT. 7 amended, 1943, 72 § 1.

Chapter 190A. — Effect of Apparently Simultaneous Deaths upon Devolution and Disposition of Property, including Proceeds of Insurance.

New chapter inserted, 1941, 549 § 1. (See 1941, 549 § 2.)

Chapter 192. — Probate of Wills and Appointment of Executors.

SECT. 1A added, 1934, 113 (requiring that the attorney general be made a party in certain proceedings relative to the probate of wills).

SECT. 1B added, 1945, 338 § 1 (providing for a guardian ad litem when the surviving spouse of the deceased is under disability).

SECT. 7. See 1937, 408 § 3.

Chapter 193. — Appointment of Administrators.

SECT. 3 amended, 1938, 328.

SECT. 12 amended, 1945, 349 § 1.

Chapter 194. — Public Administrators.

SECT. 7 revised, 1933, 100.

SECT. 9, last sentence amended, 1932, 180 § 38; section affected, 1932, 180 § 45.

SECT. 10. See 1936, 428.

Chapter 195. — General Provisions relative to Executors and Administrators.

SECTS. 1-4 repealed, 1933, 221 § 1. (See 1933, 221 § 8.)

SECT. 7 revised, 1945, 349 § 2.

SECT. 8 amended, 1933, 221 § 2. (See 1933, 221 § 8.)

Chapter 196. — Allowances to Widows and Children, and Advancements.

SECT. 2 amended, 1933, 36; revised, 1936, 214.

Chapter 197. — Payment of Debts, Legacies and Distributive Shares.

SECT. 2 amended, 1933, 221 § 3. (See 1933, 221 § 8.)

SECT. 2A added, 1939, 298 (establishing limitations applicable to suits against, and regulating the payments of debts by, administrators de bonis non).

SECT. 9 amended, 1933, 221 § 4. (See 1933, 221 § 8.)

Chapter 200. — Settlement of Estates of Absentees.

SECT. 12 revised, 1941, 399 § 1.

SECTS. 13 and 14 stricken out and new section 13 inserted, 1941, 399 § 2.

SECT. 13 revised, 1946, 395.

Chapter 201. — Guardians and Conservators.

SECT. 1 amended, 1945, 728 § 1. (See 1945, 728 § 4.)

SECT. 6 amended, 1941, 194 § 13.

SECT. 7 amended, 1941, 194 § 14.

SECT. 13, sentence added at end, 1934, 204 § 1; section amended, 1941, 194 § 15.

SECT. 13A added, 1941, 325 (providing for the removal of a permanent guardian of an insane person).

SECT. 14 amended, 1941, 194 § 16.

SECT. 16 revised, 1945, 728 § 2. (See 1945, 728 § 4.)

SECT. 18, new sentence added at end, 1934, 204 § 2.

SECT. 20, see 1945, 338 § 3.

SECT. 21 revised, 1945, 728 § 3. (See 1945, 728 § 4.)

SECT. 30 amended, 1939, 57.

SECT. 39A added, 1936, 270 (authorizing payments from estates of minors under guardianship for expenses for the funerals of the parents in certain cases).

SECT. 45, sentence added at end, 1945, 338 § 2.

SECT. 47A added, 1937, 312 § 1 (permitting guardians and conservators to invest funds in certain insurance policies and annuity contracts).

SECT. 48A revised, 1941, 241; 1949, 14.

Chapter 202. — Sales, Mortgages and Leases of Real Estate by Executors, Administrators, Guardians and Conservators.

SECT. 4A added, 1933, 129 (relative to the use and management of real estate of a decedent by his executor or administrator for the purpose of the payment of debts from the rents thereof).

SECT. 12 amended, 1941, 194 § 17.

SECT. 14 amended, 1934, 157 § 1.

SECT. 19 amended, 1941, 341 § 1. (See 1941, 341 § 2.)

SECT. 20 revised, 1933, 221 § 5. (See 1933, 221 § 8.)

SECT. 36 added, 1945, 418 § 1 (relative to sales, mortgages and leases by guardians and conservators of wards holding real estate under tenancies by the entirety). (See 1945, 418 § 2.)

Chapter 203. — Trusts.

SECT. 3A added, 1946, 287 § 1 (exempting trusts created by employers in connection with stock bonus, pension, disability, death benefit or profit sharing plans from the rule against perpetuities). (See 1946, 287 §§ 2, 3.)

SECT. 13 revised, 1943, 201 § 1. (See 1943, 201 § 3.)

SECT. 16 amended, 1934, 157 § 2.

SECT. 17A added, 1932, 50 (relative to the sale of real estate by foreign testamentary trustees).

SECT. 22 amended, 1936, 184 § 1. (See 1936, 184 § 2.)

SECTS. 24A and 24B added, under caption "SALVAGE OPERATIONS OF TRUSTEES", 1943, 389 § 1. (See 1943, 389 § 2.)

SECT. 25A added, under the heading "PURCHASE OF INSURANCE POLICIES OR ANNUITY CONTRACTS", 1937, 312 § 2 (permitting trustees to invest funds in certain insurance policies and annuity contracts).

SECT. 41 revised, 1948, 550 § 40.

Chapter 203A. — Collective Investment of Small Trust Funds.

New chapter inserted, 1941, 474.

SECT. 7 amended, 1949, 755.

SECT. 11 added, 1945, 67 (making redeemable obligations of the United States eligible investments for common trust funds).

Chapter 204. — General Provisions relative to Sales, Mortgages, Releases, Compromises, etc., by Executors, etc.

SECT. 26 amended, 1933, 221 § 6. (See 1933, 221 § 8.)

SECTS. 27-36 added, 1943, 152 (authorizing releases and disclaimers of powers of appointment and providing for the methods of releasing and disclaiming the same).

SECT. 37 added, 1943, 201 § 2 (authorizing the resignation of fiduciaries by their guardians, conservators or committees, or other like officers, acting in their behalf).

Chapter 205. — Bonds of Executors, Administrators, Guardians, Conservators, Trustees and Receivers.

SECT. 4 amended, 1941, 45 § 1.

SECT. 5 amended, 1941, 45 § 2.

Chapter 206. — Accounts and Settlements of Executors, Administrators, Guardians, Conservators, Trustees and Receivers.

SECT. 7 amended, 1941, 194 § 18.

SECT. 16 amended, 1941, 36; revised, 1949, 140.

SECT. 17 amended, 1936, 208.

SECT. 19 repealed, 1938, 154 § 2.

SECT. 23 repealed, 1938, 154 § 2.

SECT. 24 revised, 1938, 154 § 1.

Chapter 207. — Marriage.

SECT. 5 amended, 1941, 194 § 18A.

SECT. 7 revised, 1941, 270 § 1.

SECT. 17 amended, 1945, 185.

SECT. 19 revised, 1948, 550 § 41.

SECT. 20 amended, 1933, 127; sentence inserted after the word "residence" in line 18, 1943, 561 § 3.

SECT. 20A added, 1939, 269 § 3 (relative to the duties of city and town clerks in the case of the filing of notices of intention of marriage of pregnant females).

SECT. 20B added, 1941, 601 § 1 (requiring pre-marital physical examination); first paragraph amended, 1941, 697 § 1; second paragraph stricken out and three paragraphs inserted, 1941, 697 § 2; repealed, 1943, 561 § 2. (See 1941, 697 § 3.)

SECT. 21, paragraph added at end, 1943, 168 § 2.

SECT. 28 amended, 1941, 601 § 2. (See 1941, 601 § 4.)

SECT. 28A added, 1943, 561 § 1 (further regulating pre-marital examinations).

SECT. 30 amended, 1937, 11 § 1; 1945, 214 § 1; 1946, 197 § 1. (See 1937, 11 § 2; 1945, 214 § 2.)

SECT. 33 amended, 1941, 270 § 2.

SECT. 36 revised, 1946, 273 § 1.

SECT. 38 revised, 1932, 162; amended, 1946, 197 § 2; 1949, 249.

SECT. 40 revised, 1946, 197 § 3.

SECT. 42 amended, 1946, 197 § 4.

SECT. 47A added, under heading "BREACH OF CONTRACT TO MARRY NOT ACTIONABLE", 1938, 350 § 1 (abolishing causes of action for breach of contract to marry). (See 1938, 350 § 3.)

SECT. 52 revised, 1943, 312 § 1. (See 1943, 312 § 2.)

SECT. 55 repealed, 1946, 273 § 2.

SECT. 57 amended, 1941, 601 § 3. (See 1941, 601 § 4.)

Chapter 208. — Divorce.

SECT. 2 revised, 1937, 76 § 1. (See 1937, 76 § 2.)

SECTS. 9-11 revised, 1943, 196 § 1. (See 1943, 196 § 2.)

SECT. 19 revised, 1932, 3.

SECT. 21, sentence added at end, 1934, 181 § 1. (See 1934, 181 § 2.)

SECT. 24 amended, 1943, 168 § 1.

SECT. 24A added, 1948, 66 (providing that copies of or certificates relating to decrees of divorce shall contain certain information relative to decrees nisi and to rights to remarry).

SECT. 26 repealed, 1949, 76 § 1.

SECT. 27 revised, 1949, 76 § 2.

SECT. 33 revised, 1936, 221 § 1. (See 1936, 221 § 2.)

SECT. 38 revised, 1933, 288.

SECT. 45 amended, 1948, 279.

Chapter 209. — Husband and Wife.

SECT. 10 revised, 1948, 550 § 42.

SECT. 21 amended, 1939, 32 § 3. (See 1939, 32 § 5.)

SECT. 32, sentence added at end, 1938, 136.

SECT. 33 revised, 1933, 360.

Chapter 210. — Adoption of Children and Change of Names.

SECT. 1 amended, 1941, 44.

SECT. 3 amended, 1941, 61; 1945, 239; revised, 1945, 300.

SECT. 6, paragraph added at end, 1943, 155 § 1.

SECT. 13, first paragraph amended, 1948, 247; paragraph added at end, 1943, 155 § 2.

Chapter 211. — The Supreme Judicial Court.

SECT. 4 amended, 1945, 465.

SECT. 11 revised, 1933, 300 § 1. (See 1933, 300 § 4.)

SECT. 19 revised, 1938, 115 § 1.

SECT. 22 revised, 1946, 544 § 1. (See 1946, 544 § 5.)

Chapter 212. — The Superior Court.

For act further extending to June 30, 1949, the operation of certain provisions of law (1923, 469, as amended) relative to the more prompt disposition of criminal cases in the superior court, see 1948, 230. See 1949, 210 § 2.

SECT. 14 revised, 1932, 144 § 1. (For prior temporary legislation, see 1927, 306; 1948, 230.)

SECT. 14A added, 1932, 144 § 2 (regulating the establishing of sessions and sittings of the superior court). (For prior temporary legislation, see 1927, 306; 1928, 228.)

SECTS. 14B-14E added, 1949, 210 § 1 (making permanent the operation of certain provisions of law relative to the more prompt disposition of criminal cases by district court judges sitting in the superior court). (See 1949, 210 § 3.)

SECTS. 15-18 repealed, 1932, 144 § 3.

SECT. 20A added, 1949, 139 (relative to central pools of jurors summoned for attendance upon the superior court).

SECT. 22 amended, 1934, 287; 1943, 145 § 1; sentence added at end, 1943, 244 § 3. (See 1943, 145 § 2.)

SECT. 24 amended, 1943, 244 § 4.

SECT. 25 amended, 1932, 144 § 4.

SECT. 26A added, 1935, 229 § 1 (providing for the transfer from the superior court to the land court of certain actions at law and suits in equity where any right, title or interest in land is involved). (See 1935, 229 § 2.)

SECT. 27 revised, 1946, 544 § 2. (See 1946, 544 § 5.)

SECT. 28A repealed, 1949, 654 § 2.

Chapter 213. — Provisions Common to the Supreme Judicial and Superior Courts.

SECTS. 1A and 1B added, 1939, 257 § 1 (granting to the superior court jurisdiction of certain extraordinary writs and certain other matters, concurrently with the supreme judicial court). (See 1939, 257 § 2.)

SECT. 1A amended, 1941, 28, 180.

SECTS. 1C and 1D added, 1943, 374 § 4 (providing for changing a petition for certiorari into a petition for mandamus and vice versa and providing for appeals from judgments upon such petitions).

SECT. 3, clause Tenth A revised, 1945, 582 § 2 (see 1945, 582 §§ 4, 5); clause Tenth B added, 1943, 374 § 3 (providing for the presentation at hearings upon petitions for certiorari of evidence at proceedings complained of in such petitions).

SECT. 3A added, 1949, 654 § 1 (relative to the printing of rules of the supreme judicial and superior courts).

SECT. 4 revised, 1947, 449 § 5. (See 1947, 449 § 7.)

SECT. 6 amended, 1932, 144 § 5.

Chapter 214. — Equity Jurisdiction and Procedure in the Supreme Judicial and Superior Courts.

SECT. 1 amended, 1935, 407 § 2. (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (h) inserted by 1938, 345 § 2.)

SECT. 2. Affected, 1939, 257 § 2.

SECT. 3, clause (12) added at end, 1939, 194 § 1.

SECT. 9 amended, 1934, 381; 1935, 407 § 3; last sentence amended, 1947, 571 § 1. (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (h) inserted by 1938, 345 § 2.)

SECT. 9A added, 1935, 407 § 4 (limiting authority of courts to grant injunctive relief in cases involving or growing out of labor disputes). (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (h) inserted by 1938, 345 § 2.)

SECT. 9B added, 1947, 571 § 2 (relative to the issuance of injunctions in certain jurisdictional disputes).

SECT. 22 amended, 1948, 309.

SECT. 23 revised, 1945, 394 § 1; 1947, 365 § 2. (See 1945, 394 § 2.)

SECT. 24 amended, 1947, 365 § 1.

Chapter 215. — Probate Courts.

SECT. 3, sentence added at end, 1949, 56.

SECT. 6 amended, 1933, 237 § 1; revised, 1937, 257; amended, 1939, 194 § 2.

SECT. 6B added, 1935, 247 § 1 (providing for interpretative judgments in the probate courts as to the meaning of written instruments); repealed, 1945, 582 § 3. (See 1935, 247 § 2; 1945, 582 § 5.)

SECT. 9, sentence added at end, 1945, 469 § 1; same sentence stricken out, 1947, 360. (See 1945, 469 § 2; 1946, 88, 610 § 1; 1947, 97 § 1.)

SECT. 11 amended, 1947, 365 § 3.

SECT. 30A amended, 1934, 330.

SECT. 39A added, 1947, 536 (relative to counsel fees in the probate courts).

SECT. 44, last sentence revised, 1941, 323 § 1; section amended, 1943, 91. (See 1941, 323 § 2.)

SECT. 58 revised, 1947, 449 § 4. (See 1947, 449 § 7.)

SECT. 61 repealed, 1939, 65 § 1. (See 1939, 65 § 2.)

SECT. 62, paragraph in lines 17–20 revised, 1932, 107; 1936, 241; paragraph in lines 29–33 revised, 1934, 24; paragraph in lines 34–37 amended, 1934, 54; same paragraph revised, 1934, 175 § 1; 1949, 444; paragraph in lines 45–51 revised, 1935, 132; paragraph in lines 56 and 57 revised, 1933, 274. (See 1934, 175 § 2.)

Chapter 217. — Judges and Registers of Probate and Insolvency.

For legislation relative to abolition of office of special judge of probate and insolvency on the death, resignation or removal of the incumbent, see 1937, 408 § 8.

SECT. 1 amended, 1935, 434 § 1; revised, 1949, 716 § 1, 738 § 1.

SECT. 2 amended, 1934, 290; 1935, 434 § 2; first sentence revised, 1949, 716 § 2, 717, 738 § 2.

SECT. 3, sentence added at end, 1949, 436 § 1.

SECTS. 5 and 6 stricken out and new sections 5, 5A, 6, 6A inserted, 1937, 408 § 3. (See 1937, 408 § 9.)

SECT. 7, sentence added at end, 1937, 408 § 4. (See 1937, 408 §§ 3, 9.)

SECT. 8 revised, 1937, 408 § 5. (See 1937, 408 § 9.)

SECT. 19 amended, 1948, 354 § 1.

SECT. 24 amended, 1943, 464 § 1. (See 1943, 464 § 2.)

SECT. 24A revised, 1939, 392; 1947, 348.

SECT. 25 amended, 1947, 347.

SECT. 25A added, 1945, 475 § 1 (providing for a permanent third assistant register of probate for the county of Essex); revised, 1946, 482. (See 1945, 475 § 2.)

SECT. 30 revised, 1935, 143 § 1;* 1935, 313 § 1; 1936, 252 § 1; 1941, 226 § 1. (See 1935, 313 § 3; 1936, 252 § 2; 1941, 226 § 2.)

SECT. 31A added,* 1935, 313 § 2 (providing for the appointment of a messenger for the probate court of Essex county). (See 1935, 313 § 3.)

SECT. 34 revised, 1937, 408 § 1; 1946, 544 § 4. (See 1937, 408 § 9; 1946, 544 § 5.)

SECTS. 35A and 35B added, 1947, 678 § 2 (establishing the salaries of registers of probate and assistant registers). (See 1947, 678 § 3.)

SECT. 35A amended, 1949, 714.

SECT. 38 repealed, 1937, 408 § 2.

SECT. 40 revised, 1937, 408 § 6. (See 1937, 408 § 9.)

SECT. 41 amended, 1937, 408 § 7; 1941, 503. (See 1937, 408 §§ 8, 9.)

Chapter 218. — District Courts.

For act further extending to June 30, 1949, the operation of certain provisions of law (1923, 469, as amended) authorizing certain justices of district courts to sit in criminal cases in the superior court, see 1948, 230.

For legislation limiting the number of special justices of certain district courts, see 1941, 664.

SECT. 1, first paragraph under caption "*Franklin*" revised, 1932, 87 § 1; section amended, 1939, 451 § 59; third paragraph under caption "*Norfolk*" revised, 1949, 590 § 1; fifth paragraph under caption "*Suffolk*" revised, 1949, 273 § 1. (See 1949, 590 §§ 2-4; 739.)

SECT. 6, first paragraph revised, 1941, 664 § 1; second paragraph revised, 1945, 611; section revised, 1947, 588 § 1; first and second paragraphs revised, 1949, 731; last sentence of third paragraph stricken out and two sentences inserted, 1949, 768. (See 1941, 664 §§ 2, 3; 1947, 588 §§ 2, 3.)

SECT. 8 revised, 1936, 282 § 1. (See 1936, 282 § 3.)

SECT. 9, sentence added at end, 1934, 217 § 1.

SECT. 10 amended, 1932, 160 § 1; 1937, 297 § 1; 1938, 193 § 1; first paragraph amended, 1946, 182; 1947, 335 § 1; 1949, 443; second paragraph revised, 1938, 222 § 1; amended, 1949, 800; paragraph added at end, 1941, 309 § 1; another paragraph added at end, 1948, 642 § 1. (See 1937, 297 § 2; 1938, 193 § 2, 222 § 2; 1947, 335 § 2.)

SECT. 13 revised, 1937, 59; first paragraph stricken out, 1939, 157 § 1. (See 1939, 157 § 4.)

SECT. 15 revised, 1939, 230 § 1, 347 § 1; first paragraph amended, 1947, 460 § 1. (See 1939, 230 § 2; 1947, 460 § 2.)

SECT. 16 revised, 1937, 219 § 3; 1939, 214 § 5.

SECT. 19 amended, 1934, 387 § 1; 1943, 296 § 1. (See 1934, 387 § 5; 1943, 296 § 6, 437.)

SECT. 22 amended, 1937, 310.

SECT. 26 revised, 1937, 301 § 1; 1938, 365 § 1. (See 1937, 301 § 2; 1938, 365 § 2.)

SECT. 29 amended, 1932, 55.

SECT. 30 amended, 1941, 194 § 19.

SECT. 35A added, 1943, 349 § 1 (providing that certain persons against whom complaints are made in district courts may be given an opportunity to be heard before issuance of process); revised, 1945, 293. (See 1943, 349 § 2.)

SECT. 37 amended, 1945, 250 § 1.

SECT. 38, second sentence revised, 1939, 347 § 2.

SECT. 40, fourth sentence revised, 1948, 398 § 1.

SECT. 43 amended, 1939, 347 § 3.

SECT. 43A, first paragraph amended, 1938, 324; section revised, 1941, 682 § 1; first paragraph amended, 1943, 101. (See 1941, 682 §§ 1A, 2.)

SECT. 52, third sentence amended, 1948, 398 § 2; last sentence revised, 1949, 462.

SECT. 53, first paragraph amended, 1948, 642 § 2; paragraph added after the first paragraph, 1936, 230.

SECT. 58 revised, 1936, 282 § 2. (See 1936, 282 § 3.)

SECT. 59, paragraph added at end, 1948, 248 § 1.

SECT. 62 amended,* 1932, 235 § 1; revised,* 1932, 247 § 1; amended, 1935, 71 § 1; 1937, 298; revised, 1939, 305; amended, 1941, 309 § 3, 348; 1945, 294; 1946, 264 § 1; 300; 1949, 668. (See 1935, 71 § 2; 1946, 264 § 2.)

SECT. 63 revised, 1935, 341.

SECT. 65, last sentence stricken out, 1949, 621.

SECT. 75 revised, 1946, 609 § 1. (See 1946, 609 § 3.)

SECT. 75A added, 1946, 512 § 2 (relative to the compensation of clerks and assistant clerks of the municipal court of the city of Boston); revised, 1946, 609 § 2; 1949, 261. (See 1946, 512 § 3; 609 § 3.)

SECT. 76 amended, 1932, 269 § 1; 1935, 366 § 1; 1937, 378 § 1; revised, 1939, 451 § 60; amended, 1945, 476 § 1; 1946, 453; 498 § 1; revised, 1946, 530, 578; amended, 1946, 600; revised, 1947, 576; 1948, 667 § 1; 1949, 461 § 1. (See 1935, 366 § 3; 1945, 476 § 2; 1948, 667 §§ 6, 7; 1949, 461 § 2.)

SECT. 77 revised, 1937, 294; 1948, 667 § 2. (See 1948, 667 § 5A; 1949, 312 § 2.)

SECT. 77A added, 1948, 656 § 1 (relative to the salaries and retirement of justices and clerks in the district court of Springfield, the central district court of Worcester and the first and third district courts of eastern Middlesex); sentence inserted after first sentence, 1949, 805 § 1. (See 1948, 656 §§ 2, 3; 1949, 805 § 3.)

SECT. 78 revised, 1948, 667 § 3; sentence inserted before first sentence, 1949, 710; section amended, 312 § 1, 805 § 2, 611, 482. (See 1948, 667 §§ 6, 7; 1949, 312 § 2, 805 § 3.)

SECT. 79 amended, 1941, 309 § 2; revised, 1941, 447 § 2; amended, 1943, 136 § 2; revised, 1948, 667 § 4. (See 1941, 447 §§ 4, 5; 1943, 136 § 3; 1948, 667 §§ 6, 7.)

SECT. 80, sentence added at end, 1935, 366 § 2; section amended, 1936, 229 § 1; 1937, 378 § 2; revised, 1941, 447 § 3; amended, 1946, 498 § 2; revised, 1948, 667 § 5; 1949, 799. (See 1935, 366 § 3; 1936, 229 § 2; 1941, 447 §§ 4, 5; 1948, 667 §§ 6, 7.)

SECT. 80A added, 1947, 400 § 2 (relative to the salaries of the secretary and assistant secretary to the justices of the municipal court of the city of Boston). (See 1947, 400 §§ 3, 4.)

SECT. 81 revised, 1939, 296 § 1. (See 1939, 296 § 3.)

SECT. 82A added, 1945, 486 § 1 (relative to salaries of court officers of the municipal court of the city of Boston); revised, 1949, 381. (See 1945, 486 § 3.)

Chapter 219. — Trial Justices.

SECT. 17 amended, 1947, 343 § 2.

SECT. 28 amended, 1934, 328 § 23.

SECT. 33 added, 1947, 343 § 1 (granting civil jurisdiction to the trial justice in Barre).

Chapter 220. — Courts and Naturalization.

SECT. 6 revised, 1947, 449 § 6. (See 1947, 449 § 7.)

SECTS. 13A and 13B added, 1935, 407 § 5 (regulating procedure in trials for contempt arising out of disobedience to decrees or process of courts in labor dispute cases). (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (h) inserted by 1938, 345 § 2.)

SECT. 14A added, 1936, 206 § 1 (relative to the time within which certain justices shall render their decisions). (See 1936, 206 § 2.)

SECTS. 16 and 17 repealed, 1932, 144 § 3.

SECT. 19 repealed, 1932, 16.

Chapter 221. — Clerks, Attorneys and Other Officers of Judicial Courts.

SECT. 4 amended, 1935, 89 § 1; 1937, 158 § 1; 1943, 336 § 1; revised, 1946, 248 § 1. (See 1935, 89 § 2; 1937, 158 § 2; 1943, 336 § 3.)

SECT. 5 amended, 1932, 51; 1943, 336 § 2; sixth paragraph revised, 1949, 379. (See 1943, 336 § 3.)

SECT. 6A added, 1947, 443 (providing for the appointment of an equity clerk of the superior court for the county of Middlesex); revised, 1949, 774 § 3. (See 1949, 774 § 5.)

SECT. 12 revised, 1937, 219 § 4; 1939, 214 § 6.

SECT. 24 revised, 1936, 31 § 3.

SECT. 27 revised, 1939, 157 § 2. (See 1939, 157 § 4.)

SECT. 27A added, 1939, 157 § 3 (relative to the disposal of certain obsolete and useless papers of courts); revised, 1945, 323 § 1; amended, 1946, 150. (See 1939, 157 § 4; 1945, 323 § 2.)

SECT. 34C amended, 1947, 601.

SECT. 35 amended, 1949, 574 § 1.

SECT. 36 amended, 1945, 157.

SECT. 36A added, 1945, 261 (relative to educational requirements for admission to the bar of persons serving in the armed forces in World War II).

SECT. 43 revised, 1939, 197 § 1.

SECTS. 44A and 44B added, 1939, 197 § 2 (prohibiting employees and other persons connected with hospitals from furnishing certain information about certain personal injury cases to attorneys at law).

SECT. 44A amended, 1943, 293.

SECT. 46 revised, 1935, 346 § 1.

SECTS. 46A and 46B added, 1935, 346 § 2 (prohibiting individuals not members of the bar from practising law or attempting so to do and providing a means of restraining unauthorized practice of law).

SECT. 46B amended, 1947, 75.

SECT. 47 repealed, 1935, 346 § 3.

SECT. 49 repealed, 1935, 346 § 3.

SECT. 50 stricken out, and sections 50, 50A, 50B inserted, 1945, 397 § 1. (See 1945, 397 § 3.)

SECT. 53 amended, 1939, 151.

SECT. 58 amended, 1932, 40 § 1.

SECT. 60 repealed, 1932, 40 § 2.

SECT. 63 amended, 1939, 6 § 1. (See 1939, 6 §§ 2, 3.)

SECT. 68 amended, 1946, 591 § 46A.

SECT. 71A added, 1949, 177 (establishing the office of assistant chief deputy sheriff for attendance upon the superior court in Suffolk County).

SECT. 73 revised, 1935, 182 § 2; 1938, 347 § 2; 1941, 448 § 1; 1945, 388 § 1; 1946, 427 § 1; amended, 1946, 593 § 1; revised, 1949, 718. (See 1935, 182 §§ 5, 6; 1938, 347 § 3; 1941, 448 § 3; 1945, 388 § 3; 1946, 593 § 2.)

SECT. 73A added, 1938, 347 § 2; amended, 1941, 448 § 2; repealed, 1945, 388 § 2. (See 1938, 347 § 3; 1941, 448 § 3.)

SECT. 76 revised, 1935, 182 § 3; first sentence stricken out and two new sentences added, 1939, 258 § 1; second and third sentences revised, 1939, 165 § 2. (See 1935, 182 §§ 5, 6; 1939, 165 § 3, 258 § 2.)

SECT. 76A added, 1945, 179 § 1 (providing for the appointment of an assistant messenger of the superior court in Suffolk county).

SECT. 80 amended, 1935, 182 § 4. (See 1935, 182 § 6.)

SECT. 88 amended, 1947, 179.

SECT. 91 revised, 1947, 469 § 2. (See 1947, 469 §§ 4, 5.)

SECT. 91A added, 1947, 469 § 3 (relative to establishing salaries of official stenographers and compensation of additional stenographers and temporary stenographers of the superior court in the county of Suffolk). (See 1947, 469 §§ 4, 5.)

SECT. 93 amended, 1945, 515.

SECT. 94, first sentence amended, 1932, 180 § 39; section revised, 1946, 262 § 2; amended, 1947, 290 § 2; revised, 1948, 183 § 2; fourth

sentence revised, 1949, 221; section revised, 1949, 774 § 2. (See 1946, 262 §§ 4, 5; 1949, 774 § 5.)

SECT. 94A added, 1946, 262 § 3 (relative to the salaries of the clerk and assistant clerks of the superior court for civil business in the county of Suffolk); repealed, 1949, 774 § 4. (See 1946, 262 §§ 4, 5; 1949, 774 § 5.)

Chapter 222. — Justices of the Peace, Notaries Public and Commissioners.

SECT. 8 amended, 1947, 256 § 1.

Chapter 223. — Commencement of Actions, Service of Process.

SECT. 2 revised, 1934, 387 § 2; last sentence of first paragraph revised, 1943, 296 § 2. (See 1934, 387 § 5; 1943, 296 § 6, 437.)

SECT. 2A added, 1935, 483 § 1 (providing for trial together of two or more actions arising out of the same motor vehicle accident pending in district courts). (See 1935, 483 §§ 2, 3.) Section stricken out and new sections 2A–2C inserted, 1943, 369 § 1 (relative to the trial and disposition of certain actions and proceedings pending in different courts). (See 1943, 369 § 2.)

SECT. 2B amended, 1945, 373 § 1. (See 1945, 373 § 2.)

SECT. 8A added, 1947, 488 § 6 (relative to transitory actions by or against subscribers to a reciprocal or inter-insurance exchange).

SECT. 19A added, 1947, 488 § 7 (providing that actions by or against subscribers to a reciprocal or inter-insurance exchange shall be brought in the name under which the contracts are issued).

SECT. 24 amended, 1938, 115 § 2.

SECT. 37, last sentence stricken out and new paragraph added at end, 1945, 306 § 1; same paragraph amended, 1948, 308. (See 1945, 306 § 2.)

SECT. 38 amended, 1939, 451 § 61.

SECT. 39B added, 1947, 488 § 8 (providing that, in actions against subscribers of a domestic reciprocal or inter-insurance exchange, service may be made upon the attorney in fact if a domestic exchange).

SECT. 42 amended, 1937, 295 § 1.

SECT. 42A added, 1943, 234 § 1 (relative to the amount for which attachments may be made on liquidated claims). (See 1943, 234 § 3.)

SECT. 44A added, 1937, 295 § 2 (further regulating the attachment of motor vehicles on mesne process in actions of contract).

SECT. 48 revised, 1937, 308; amended, 1938, 348 § 1. (See 1938, 348 § 2.)

SECT. 51 revised, 1948, 550 § 43.

SECT. 62, sentence added at end, 1947, 105.

SECT. 74 revised, 1943, 298 § 1. (See 1943, 298 § 10.)

SECT. 75 revised, 1943, 298 § 2. (See 1943, 298 § 10.)

SECT. 76 revised, 1943, 298 § 3. (See 1943, 298 § 10.)

SECT. 78 revised, 1943, 298 § 4. (See 1943, 298 § 10.)

SECT. 79 revised, 1943, 298 § 5. (See 1943, 298 § 10.)

SECT. 80 revised, 1943, 298 § 6. (See 1943, 298 § 10.)

SECT. 81 revised, 1943, 298 § 7. (See 1943, 298 § 10.)

SECT. 82 revised, 1943, 298 § 8. (See 1943, 298 § 10.)

SECT. 83A added, 1943, 298 § 9 (providing that sections 74–83 shall

not apply to conditional sales, notices of which are recordable under G. L. 184 § 13). (See 1943, 298 § 10.)

SECT. 114 amended, 1938, 325 § 1; revised, 1943, 234 § 2. (See 1938, 325 § 2; 1943, 234 § 3.)

SECT. 114A added, 1945, 339 § 1 (relative to the dissolution of certain real estate attachments by operation of law). (See 1945, 339 § 2.)

Chapter 224. — Arrest on Mesne Process and Supplementary Proceedings in Civil Actions.

SECT. 12 amended, 1945, 101 § 1.

SECT. 16 amended, 1943, 292 § 1. (See 1943, 292 § 2.)

SECT. 18, paragraph inserted after first paragraph, 1946, 177.

Chapter 226. — Bail.

SECT. 23 amended, 1945, 101 § 2.

Chapter 227. — Proceedings Against Absent Defendants and upon Insufficient Service.

SECT. 1 amended, 1949, 612 § 1.

SECT. 5A added, 1949, 612 § 2 (relative to the service of process on certain non-residents doing business in the commonwealth).

Chapter 228. — Survival of Actions and Death and Disabilities of Parties.

SECT. 1 revised, 1934, 300 § 1. (See 1934, 300 § 2.)

SECT. 5 amended, 1933, 221 § 7; revised, 1937, 406 § 1. Affected, 1938, 16. (See 1933, 221 § 8.)

Chapter 229. — Actions for Death and Injuries Resulting in Death.

SECT. 1 revised, 1943, 444 § 1.

SECT. 2 amended, 1941, 460 § 1, 504 § 1.

SECT. 3, first sentence revised, 1941, 460 § 2; section amended, 1941, 504 § 2.

SECT. 5 amended, 1937, 406 § 3; 1941, 504 § 3.

SECTS. 1-5 stricken out and sections 1 and 2 inserted, 1946, 614 § 1. (See 1946, 614 § 7.)

SECT. 1 amended, 1947, 506 § 1; revised, 1949, 427 § 1. (See 1947, 506 §§ 3, 3A; 1949, 427 § 11.)

SECT. 2 revised, 1947, 506 § 1A; 1949, 427 § 2. (See 1947, 506 §§ 3, 3A; 1949, 427 § 11.)

SECTS. 2A-2C added, 1949, 427 § 3 (relative to actions against certain corporations and others for death and injuries resulting in death). (See 1949, 427 § 11.)

SECT. 5A added, 1938, 278 § 1 (to permit recovery in certain death cases notwithstanding that the death of the tortfeasor occurred before that of the person whose death he caused); amended, 1946, 614 § 2; revised, 1949, 427 § 4. (See 1938, 278 § 2; 1946, 614 § 7; 1949, 427 § 11.)

SECT. 6 amended, 1939, 451 § 62; revised, 1946, 614 § 3; 1947, 506 § 2; 1949, 427 § 5. (See 1946, 614 § 7; 1947, 506 § 3, 3A; 1949, 427 § 11.)

SECTS. 6A and 6B added, 1943, 444 § 2 (relative to the disposition of money recovered in certain actions for death).

SECT. 6A revised, 1946, 614 § 4; 1949, 427 § 6. (See 1946, 614 § 7; 1949, 427 § 11.)

SECT. 6B amended, 1946, 614 § 5; revised, 1949, 427 § 6. (See 1946, 614 § 7; 1949, 427 § 11.)

SECTS. 6C–6F added, 1949, 427 § 7 (relative to actions against certain employers for death and injuries resulting in death). (See 1949, 427 § 11.)

SECTS. 7 and 8 repealed, 1946, 614 § 6. (See 1946, 614 § 7.)

SECT. 9 amended, 1941, 504 § 4; repealed, 1946, 614 § 6. (See 1946, 614 § 7.)

SECT. 10 repealed, 1946, 614 § 6. (See 1946, 614 § 7.)

Chapter 230. — Actions By and Against Executors and Administrators

SECT. 5 amended, 1934, 116.

Chapter 231. — Pleading and Practice.

SECT. 4A added, 1943, 350 § 1 (providing for the joinder of parties in one action in certain cases); sentence inserted after first sentence, 1947, 408 § 1. (See 1943, 350 §§ 3, 4; 1947, 408 § 2.)

SECT. 5 amended, 1945, 141 § 2.

SECT. 6A added, 1939, 372 § 1 (relative to the recovery of certain medical expenses by the husband of a married woman or the parent or guardian of a minor, in actions to recover for personal injuries by married women and minors). (See 1939, 372 § 2.)

SECT. 6B added, 1946, 212 § 1 (providing for interest from the date of the writ in certain civil actions). (See 1946, 212 § 3.)

SECT. 7, clause Sixth revised, 1939, 67 § 1. (See 1939, 67 § 2.)

SECT. 30 amended, 1949, 179.

SECT. 55 amended, 1935, 318 § 6. (See 1935, 318 § 8.)

SECT. 59C added, under caption "SPEEDY TRIAL OF CERTAIN ACTIONS FOR MALPRACTICE, ERROR OR MISTAKE", 1935, 118 § 1 (relative to the advancement for speedy trial in the superior court of actions against physicians and others for malpractice, error or mistake). (See 1935, 118 § 2.)

SECT. 63 amended, 1932, 84 § 1.

SECT. 69 amended, 1932, 177 § 1; revised, 1946, 450. (See 1932, 177 § 2.)

SECT. 73 repealed, 1932, 180 § 40.

SECT. 78 repealed, 1932, 180 § 40.

SECT. 84A added, 1933, 247 § 1 (relative to the joint trial in the superior court of actions involving the same subject matter). (See 1933, 247 § 2.)

SECT. 85 revised, 1947, 386 § 1. (See 1947, 386 § 2.)

SECTS. 85B and 85C added, 1937, 439 § 1 (relative to procedure in certain actions to recover damages arising out of motor vehicle accidents and in suits by judgment creditors in actions to reach and apply the proceeds of motor vehicle liability policies and in actions to recover on motor vehicle liability bonds). (See 1937, 439 § 2.)

SECT. 85D added, 1945, 352 § 1 (providing that negligence of parent or custodian shall not be imputed to an infant because of such parenthood or custodianship). (See 1945, 352 §§ 3, 4.)

SECT. 91 revised, 1943, 365 § 1. (See 1943, 365 § 2.)

SECT. 93 revised, 1943, 360.

SECT. 94 amended, 1943, 361.

SECT. 96A added, 1945, 530 § 1 (relative to the filing of bills of exceptions in suits in equity); repealed, 1947, 361. (See 1945, 530 § 2; 1946, 94, 610 § 2; 1947, 97 § 2.)

SECT. 102A added, 1934, 387 § 3 (relative to the removal to the superior court of an action of tort arising out of the operation of a motor vehicle); amended, 1937, 133 § 1; revised, 1938, 338 § 1; first paragraph amended, 1941, 203 § 1; second paragraph amended, 1941, 203 § 2; section repealed, 1943, 296 § 3. (See 1934, 387 § 5; 1937, 133 § 2; 1938, 338 § 2; 1941, 203 § 3; 1943, 296 § 6.)

SECT. 107 revised, 1943, 296 § 4. (See 1943, 296 § 6.)

SECT. 108, second paragraph revised, 1939, 382; amended, 1948, 322; revised, 1949, 683; second sentence of third paragraph revised, 1933, 255 § 1. (See 1933, 255 § 2.)

SECT. 113, two sentences added at end, 1945, 328.

SECT. 115 amended, 1939, 451 § 63.

SECT. 125A added, 1949, 171 § 1 (relative to the further report of material facts in equity and probate appeals when evidence is not reported).

SECT. 127, sentence added at end, 1945, 578 § 1. (See 1945, 578 § 3.)

SECT. 128 amended, 1945, 578 § 2. (See 1945, 578 § 3.)

SECT. 133 amended, 1933, 300 § 2. (See 1933, 300 § 4.)

SECT. 135, two paragraphs inserted after first paragraph, 1941, 187 § 1. (See 1941, 187 § 2.)

SECT. 140A added, 1932, 130 § 1 (relative to the effect of a settlement by agreement of an action of tort growing out of a motor vehicle accident upon the right of a defendant in such action to maintain a cross action); revised, 1947, 431 § 1. (See 1947, 431 § 2.)

SECT. 141 amended, 1932, 130 § 2; 1933, 300 § 3; 1934, 387 § 4; 1943, 296 § 5, 350 § 2; 1945, 352 § 2; 1946, 212 § 2. (See 1933, 300 § 4; 1934, 387 § 5; 1943, 296 § 6, 350 §§ 3, 4; 1946, 212 § 3.)

SECT. 142 amended, 1935, 318 § 7. (See 1935, 318 § 8.)

SECT. 145 amended, 1939, 451 § 64.

SECT. 147, Form 8 repealed, 1938, 350 § 2.

Chapter 231A. — Procedure for Declaratory Judgments.

New chapter inserted, 1945, 582 § 1. (See 1945, 582 § 5.)

Chapter 233. — Witnesses and Evidence.

SECT. 1 revised, 1945, 250 § 2.

SECT. 3A added, 1933, 262 (authorizing the commissioner of banks to respond to summonses or subpoenas by an employee or other assistant in his department).

SECT. 8 amended, 1933, 269 § 3, 376 § 3; 1949, 292.

SECTS. 13A-13D added, 1937, 210 § 1 (making uniform the law

securing the attendance of witnesses from without a state in criminal proceedings). (See 1937, 210 § 2.)

SECT. 21A added, 1947, 410 § 1 (making admissible evidence relating to the reputation of a person in a group with whom he habitually associates). (See 1947, 410 § 2.)

SECT. 22 amended, 1932, 97 § 1.

SECT. 23A added, 1945, 424 § 1 (relative to the admissibility in evidence of written statements obtained from persons sustaining personal injuries in accidents). (See 1945, 424 § 2.)

SECT. 26 amended, 1932, 71 § 1.

SECT. 29 amended, 1932, 71 § 2.

SECT. 30 amended, 1932, 71 § 3.

SECT. 32 amended, 1932, 71 § 4.

SECT. 33 amended, 1932, 71 § 5.

SECT. 34 amended, 1932, 71 § 6.

SECT. 45 amended, 1932, 71 § 7.

SECT. 46 amended, 1932, 71 § 8.

SECT. 47 amended, 1932, 71 § 9.

SECT. 48 amended, 1932, 71 § 10.

SECT. 49 amended, 1932, 71 § 11.

SECT. 65 amended, 1941, 363 § 1; 1943, 105 § 1; revised, 1943, 232 § 1. (See 1941, 363 § 2; 1943, 105 § 2, 232 § 2.)

SECT. 75, sentence added at end, 1943, 190 § 1. (See 1943, 190 § 2.)

SECT. 76A added, 1938, 213 § 1 (relative to the use of authenticated copies of certain papers and documents filed with the federal securities and exchange commission). (See 1938, 213 § 2.)

SECT. 79 revised, 1941, 389 § 2; amended, 1943, 233 § 1; 1946, 473 § 1; 1948, 74. (See 1943, 233 § 2; 1946, 473 § 2.)

SECT. 79A added, 1941, 662 § 2 (relative to the use in evidence of photographic and microphotographic records and copies); amended, 1948, 154.

SECT. 79B added, 1947, 385 § 1 (making admissible in evidence in civil cases certain publicly issued compilations of facts and statistics). (See 1947, 385 § 2.)

SECT. 79C added, 1949, 183 § 1 (making admissible in evidence in cases of contract or tort for malpractice certain statements of recognized experts contained in certain publications). (See 1949, 183 § 2.)

SECT. 79D added, 1949, 240 (making admissible in evidence certain copies of newspapers and documents made by the photographic or microphotographic process).

Chapter 234. — Juries.

SECT. 1 amended, 1935, 257 § 11; 1936, 25; revised, 1949, 347 § 1. (See 1935, 257 § 12; 1949, 347 § 5.)

SECT. 1A added, 1949, 347 § 2 (relative to excusing certain persons from jury service). (See 1949, 347 § 5.)

SECT. 4, first paragraph revised, 1949, 347 § 3. (See 1949, 347 § 5.)

SECT. 11 amended, 1934, 150.

SECT. 15 repealed, 1936, 161 § 1. (See 1936, 161 § 3.)

SECT. 24 amended, 1941, 90.

SECTS. 25 and 26 stricken out, and sections 25, 26, 26A, 26B inserted,

1945, 428 § 1 (providing for emergency jurors and for the waiver of a full jury). (See 1945, 428 § 3.)

SECT. 25, third sentence amended, 1949, 347 § 4. (See 1949, 347 § 5.)

SECT. 29 revised, 1945, 428 § 2. (See 1945, 428 § 3.)

Chapter 235. — Judgment and Execution.

SECT. 17, paragraph added at end, 1948, 113.

Chapter 236. — Levy of Executions on Land.

SECT. 18 revised, 1939, 32 § 4. (See 1939, 32 § 5.)

Chapter 239. — Summary Process for Possession of Land.

SECT. 1 amended, 1941, 242 § 1.

SECT. 5 revised, 1946, 175 § 1. (See 1946, 175 § 2.)

SECT. 6A added, 1941, 242 § 2 (relative to conditions of bonds in actions of summary process for recovery of possession of land after tax title foreclosures).

SECTS. 9-13 affected, 1941, 700; 1946, 43; 1947, 78; 1948, 2; 1949, 87.

Chapter 240. — Proceedings for Settlement of Title to Land.

SECT. 14A added, 1934, 263 § 2 (providing for determination by the land court by declaratory judgment as to the validity and extent of municipal zoning ordinances, by-laws and regulations).

Chapter 244. — Foreclosure and Redemption of Mortgages.

For legislation concerning judicial determination of rights to foreclose real estate mortgages in which soldiers or sailors may be interested, see 1941, 25; 1943, 57; 1945, 120.

SECT. 15, sentence added at end, 1946, 204.

SECTS. 17A-17C added, 1945, 604 § 1 (relative to actions for deficiencies on mortgage notes following foreclosures, etc.). (See 1945, 604 § 2.)

Chapter 246. — Trustee Process.

SECT. 1 revised, 1938, 303 § 1; amended, 1943, 17 § 1. (See 1938, 303 § 2; 1943, 17 § 2.)

SECT. 28 revised, 1935, 410 § 1; 1941, 338 § 1; amended, 1947, 264 § 1. (See 1935, 410 §§ 2, 3; 1941, 338 § 2; 1947, 264 § 2.)

SECT. 32, paragraph added at end, 1938, 343.

Chapter 249. — Audita Querela, Certiorari, Mandamus and Quo Warranto.

SECT. 4 amended, 1943, 374 § 1. (See 1939, 257; 1941, 28, 180; 1943, 374 §§ 3, 4.)

SECT. 5 amended, 1938, 202; 1943, 374 § 2; 1949, 176. (See 1939, 257; 1941, 28, 180; 1943, 374 § 4.)

Chapter 250. — Writs of Error, Vacating Judgment, Writs of Review.

SECT. 16 amended, 1933, 244 § 1. (See 1933, 244 § 2.)

Chapter 252. — Improvement of Low Land and Swamps.

SECT. 22 revised, 1948, 550 § 44.

SECT. 24 added, 1948, 391 § 1 (providing for the establishment of greenhead fly control projects). (See 1948, 391 § 2.)

Chapter 255. — Mortgages, Conditional Sales and Pledges of Personal Property, and Liens thereon.

SECT. 1. See 1933, 142 (recording of federal crop loans to farmers). See also 1936, 264 subsection 20 (relative to trust receipt and pledge transactions).

SECT. 3 amended, 1935, 86 § 2; revised, 1948, 550 § 45; 1949, 404 § 4.

SECTS. 7A-7E added, 1935, 86 § 1 (relative to the mortgaging of crops and certain other classes of personal property).

SECT. 11 revised, 1939, 509 § 1.

SECT. 12 revised, 1939, 509 § 1; 1943, 410 § 1. (See 1943, 410 § 2.)

SECT. 13 revised, 1939, 509 § 1; amended, 1941, 285.

SECT. 13A added, 1935, 348 § 1 (regulating conditional sales of motor vehicles); revised, 1939, 509 § 1. (See 1935, 348 § 2.)

SECT. 13B added, 1935, 396 (relative to certain contracts of conditional sale of household or personal effects).

SECTS. 13C and 13D added, 1937, 315 (relative to contracts of conditional sale of household furniture or other household or personal effects except jewelry).

SECT. 13C revised, 1938, 367.

SECTS. 13C and 13D stricken out, and new sections 13C-13G inserted, 1939, 509 § 2.

SECT. 13H added, 1941, 468 (relative to conditional sales of textile and other machinery, seats for theatres and other places of public assembly, and parts, accessories, appliances and equipment therefor).

SECT. 15 revised, 1948, 550 § 46.

SECT. 31D added, 1945, 607 (creating a lien in favor of certain persons performing work upon, or storing articles of clothing or household goods).

SECT. 31E added, 1948, 637 § 12 (creating a lien in favor of certain persons for proper charges due them for landing, parking, etc., of aircraft). (See 1948, 637 §§ 9, 13.)

SECT. 35 amended, 1938, 83 § 1. (See 1938, 83 § 2.)

SECTS. 40-47 added, 1945, 285 (providing for the creation of liens upon merchandise without the necessity of custody or possession in the lienor).

SECT. 40 amended, 1946, 514 § 1; revised, 1947, 273 § 1.

SECT. 41, first paragraph amended, 1946, 514 § 2; section revised, 1947, 273 § 2.

SECT. 42 revised, 1947, 273 § 3.

SECT. 43 revised, 1947, 273 § 4.

SECT. 44 revised, 1947, 273 § 5.

SECT. 45 amended, 1947, 273 § 6.

Chapter 255A. — Trust Receipts and Pledges without Possession in the Pledgee.

New chapter inserted, 1936, 264.

Chapter 258. — Claims against the Commonwealth.

SECT. 3 revised, 1932, 180 § 41.

SECT. 4A added, 1945, 552 (to prevent the running of interest on claims against the commonwealth after an offer of judgment).

SECT. 5 repealed, 1943, 566 § 2.

Chapter 260. — Limitation of Actions.

SECT. 2 revised, 1948, 274 § 1. (See 1948, 274 § 3.)

SECT. 2A added, 1948, 274 § 2 (further limiting the time within which actions of replevin, and certain actions of contract and tort, may be commenced). (See 1948, 274 § 3.)

SECT. 3A added, 1943, 566 § 1 (limiting the time within which petitions founded upon claims against the commonwealth may be brought).

SECT. 4 amended, 1933, 318 § 5; 1934, 291 § 4; 1937, 385 § 9; paragraph added at end, 1943, 409 § 4. (See 1933, 318 § 9; 1934, 291 § 6; 1937, 385 § 10.)

SECT. 4A added, 1947, 333 § 1 (limiting the time within which certain actions to recover back wages may be commenced). (See 1947, 333 § 2.)

SECT. 4B added, 1949, 531 (relative to the commencement of actions arising out of motor vehicle hit and run accidents, so called).

SECT. 10, sentence added at end, 1937, 406 § 2.

Chapter 261. — Costs in Civil Actions.

SECT. 4 amended, 1937, 44 § 1. (See 1937, 44 § 2; 1943, 296 §§ 3, 6.)

Chapter 262. — Fees of Certain Officers.

SECT. 1, paragraph 6 amended, 1948, 295; revised, 1949, 129.

SECT. 2 revised, 1939, 345 § 1. (See 1939, 345 § 3.)

SECT. 4, seventh paragraph amended, 1937, 188; seventh to tenth paragraphs stricken out, 1939, 345 § 2. (See 1939, 345 § 3.)

SECT. 5 amended, 1933, 201.

SECT. 8 revised, 1947, 135.

SECT. 25 amended, 1933, 162; 1934, 141; 1945, 236 § 1; 1949, 335. (See 1945, 236 § 2.)

SECT. 29 amended, 1949, 697.

SECT. 32 revised, 1935, 280.

SECT. 34 amended, 1933, 21; revised, 1948, 550 § 1; clauses (5)-(10), (26), (37)-(41), (70), (71), (73) and (77) stricken out, 1949, 297 § 1; clauses (17)-(19) stricken out, 1949, 404 § 3; clauses (47) and (48) revised, 1949, 404 § 1; clause (79) revised, 1949, 404 § 2.

SECT. 34A added, 1938, 380 (authorizing the charging of certain fees by city and town clerks or registrars for the expense of the examination or copying by them of records of births, marriages and deaths); revised, 1948, 550 § 47.

SECT. 38, second paragraph amended, 1937, 97; two paragraphs inserted after paragraph in line 23, 1945, 569 § 2; section revised, 1946, 353 § 1.

SECT. 39, paragraph in lines 15, 16 amended, 1945, 522; paragraph added at end, 1939, 13; section revised, 1946, 353 § 2.

SECT. 40 revised, 1934, 324 § 1. (See 1934, 324 § 2.)

SECT. 46A added, 1938, 232 (to provide for furnishing without charge copies of records relating to soldiers, sailors and marines in certain cases); revised, 1943, 484; 1945, 218.

SECT. 53 amended, 1936, 251; fourth sentence revised, 1947, 181; amended, 1948, 340.

SECT. 53 stricken out and new sections 53 and 53A inserted, 1949, 455 (relative to the payment of witness fees to certain police officers in criminal cases).

Chapter 263. — Rights of Persons Accused of Crime.

SECT. 4A added, 1934, 358 (expediting the arraignment of persons charged with crimes not punishable by death by permitting them to waive indictment proceedings).

SECT. 6 amended, 1933, 246 § 1. (See 1933, 246 § 2.)

Chapter 264. — Crimes against Governments.

SECT. 5 revised, 1932, 298; amended, 1933, 153 § 3; 1934, 56; revised, 1941, 117 § 1. (See 1941, 117 § 2.)

SECT. 10A revised, 1933, 276.

SECT. 11 revised, 1948, 160 § 1.

SECTS. 13-15 added, 1949, 619 (barring certain persons from the public service and requiring an oath of allegiance by certain public employees).

Chapter 265. — Crimes against the Person.

SECT. 13A added, 1943, 259 § 1 (providing a penalty for the crimes of assault and assault and battery); paragraph added at end, 1945, 230. (See 1943, 259 § 2.)

SECT. 17 revised, 1943, 250 § 1. (See 1943, 250 § 2.)

SECT. 25 revised, 1932, 211.

SECT. 26 amended, 1934, 1.

Chapter 266. — Crimes against Property.

SECT. 1 revised, 1932, 192 § 1; amended, 1948, 43 § 1.

SECT. 2 revised, 1932, 192 § 2; amended, 1948, 43 § 2.

SECTS. 3 and 4 repealed, 1932, 192 § 3.

SECT. 5 revised, 1932, 192 § 4.

SECT. 5A added, 1932, 192 § 5 (defining and providing penalties for attempts to commit arson).

SECT. 6 repealed, 1932, 192 § 3.

SECT. 8 revised, 1932, 192 § 6; 1948, 370 § 1.

SECT. 10 revised, 1932, 192 § 7.

SECT. 16 revised, 1943, 343 § 1. (See 1943, 343 § 2.)

SECT. 16A added, 1945, 229 (providing a penalty for breaking and entering a building, ship or vessel with intent to commit a misdemeanor).

SECT. 22 amended, 1935, 365.

SECT. 25 amended, 1943, 518 § 1. (See 1943, 518 § 2.)

SECT. 26 repealed, 1945, 282 § 1. (See 1945, 282 § 5.)

SECT. 30 revised, 1945, 282 § 2. (See 1945, 282 § 5.)

SECT. 33 revised, 1945, 282 § 3. (See 1945, 282 § 5.)

SECT. 36 repealed, 1945, 282 § 1. (See 1945, 282 § 5.)

SECT. 37 revised, 1937, 99.

SECTS. 44-46 repealed, 1945, 282 § 1. (See 1945, 282 § 5.)

SECT. 47 amended, 1945, 282 § 4. (See 1945, 282 § 5.)

SECT. 52 amended, 1934, 270 § 3.

SECT. 54. See 1933, 59 § 3.

SECT. 70 amended, 1933, 245 § 4; 1939, 144 § 2; 1941, 217 § 3; 1946, 209 § 3; 409 § 4; revised, 1947, 468 § 4; amended, 1948, 445 § 2; 1949, 118 § 4.

SECTS. 75A and 75B added, 1932, 11 (penalizing the fraudulent operation of slot machines, coin-box telephones and other coin receptacles, and the manufacture and sale of devices intended to be used in such operation).

SECT. 89 revised, 1943, 549 § 7.

SECT. 94 amended, 1939, 451 § 65.

SECT. 116A added, 1935, 116 (providing for the protection of wild azaleas, wild orchids and cardinal flowers).

SECT. 119 revised, 1948, 660 § 25; amended, 1949, 761 § 14. (See 1948, 660 § 26.)

SECT. 123 revised, 1941, 344 § 27.

Chapter 268. — Crimes against Public Justice.

SECT. 1A amended, 1947, 106.

SECT. 14A added, 1936, 168 (imposing a penalty for depriving employees of their employment because of jury service).

SECT. 16 revised, 1934, 344; last sentence stricken out, 1941, 344 § 28; section amended, 1943, 19 § 1.

SECT. 16A added, 1943, 19 § 2 (relative to the penalty for escapes or attempted escapes from the reformatory for women).

SECT. 26 amended, 1934, 328 § 24.

SECT. 27 amended, 1934, 328 § 25.

SECT. 29 amended, 1934, 328 § 26.

SECT. 33 amended, 1935, 440 § 44; 1941, 71; 1945, 400 § 7.

Chapter 269. — Crimes against Public Peace.

SECT. 10 amended, 1935, 290; 1936, 227 § 1; 1937, 250 § 1. (See 1936, 227 § 2; 1937, 250 § 2.)

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SECTS. 11A-11D added, under caption "TAMPERING WITH IDENTIFYING NUMBERS OF CERTAIN FIREARMS", 1937, 199 (relative to certain firearms, the serial or identification numbers of which have been removed, defaced, altered, obliterated or mutilated).

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SECT. 43 added, 1941, 630 § 4 (imposing a penalty for the misuse of information relative to recipients of general public assistance, old age assistance, aid to dependent children and aid to the blind); amended, 1945, 240 § 3

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SECTS. 11-20 and caption "FUGITIVES FROM JUSTICE" stricken out and new sections 11-20R inserted, under caption "PROCEDURE ON INTERSTATE RENDITION", 1937, 304 § 1. (See 1937, 304 §§ 2, 3.)

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SECT. 33A added, 1945, 205 (providing that certain persons held in custody shall be permitted to communicate by telephone with relatives and others); amended, 1946, 277.

SECT. 37A added, 1932, 180 § 43 (relative to the assignment of counsel to appear, on behalf of a person accused of a capital crime, at his preliminary examination). [For prior legislation, see G. L. chapter 277 §§ 48, 49, repealed by 1932, 180 § 44.]

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SECT. 6 revised, 1937, 251 § 1. (See 1937, 251 § 2.)

The Commonwealth of Massachusetts

OFFICE OF THE SECRETARY, BOSTON, March 1, 1950.

I certify that the acts and resolves contained in this volume are true copies of the originals on file in this department.

I further certify that the table of changes in general laws has been prepared, and is printed as an appendix to this edition of the laws, by direction of the Joint Committee on Rules of the General Court, in accordance with the provisions of General Laws, Tercentenary Edition, chapter 3, section 51, as amended by Acts of 1939, chapter 508, section 7.

EDWARD J. CRONIN,
Secretary of the Commonwealth.

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